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I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to the: Assistant Commissioner for Patents, Washington, D.C. 20231.

Martia Martin Type or print name Martha Martin

June 19 2008

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF

Examiner:

Hirt, et al

Kuo-Liang Peng

APPLICATION NO: 09/525,158

Art Unit: 1712

RECEIVED

FILED: March 14, 2000

TIEC

FOR: Organic Compounds

JUN **3 0** 2008

OFFICE OF PETITIONS

Attention: Office of Petitions

Mail Stop Petition

Commissioner for Patents
P.O. Box 1450

Alexandria, VA 22313-1450

FAX (571) 273-8300

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RENEWED PETITION UNDER 37 C.F.R. §1.137(b) AND/OR RENEWED PETITION TO WITHDRAW THE HOLDING OF ABANDONMENT

Dear Sir:

This is a renewed petition to revive the subject application.

The Decision on Petition on February 20, 2008 from the Office of Petitions dismissed Applicants' petitions to withdraw holding of abandonment and petition under 37 C.F.R. §1.137(b). In response to the dismissal decision, Applicants respectfully request reconsideration of the Applicants' petition in view the Applicants' arguments *infra* and the attached documents supporting the Applicants' arguments. The documents submitted herewith include, copies of four work dockets (redacted) for Jian Zhou and printed on May 1, 2002, August 28, 2002, November 20, 2002, and August 14, 2006 respectively (Appendices A1-A4), Case Docket Report printed out on April 16, 2008 (Appendix B), the copy of the case folder showing all of entries in this case (Appendix C), copies of the redacted minutes of IPSC 86/26/2688 TLUUI1 880686801 582965 89525158

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Docket No.: CL/V-30880/A/CGV2112

(Intellectual Property Steering Committee) meetings mentioning this case CL/V-30880 from 1999 to 2007 (Appendices D1-D13), copies of CL/V-30880 docket records incorporated in IPSC Booklets (Appendices E1-E5), and copies of all of the internal communications found in the case folder (Appendices F1-F20).

PETITION TO WITHDRAW HOLDING OF ABANDONMENT

The Office of Petitions dismissed the Applicants' petition to withdraw holding of abandonment, because no status inquiries were filed during the period from the filing of the original petition to withdraw the holding of abandonment on May 28, 2002 to the filing of the subject petition on September 11, 2007. Applicants respectfully submit that the dismissal is improper because of lack of justification for dismissal for the following reasons.

It is true that MPEP 203.08 states, in pertinent part, that "in the event that a six month period has elapsed, and no response from the Office is received, applicant should inquire as to the status of the application to avoid potential abandonment." (cited by the Petition Office; emphasis in the original) However, the examination of the language in MPEP 203.08 cited by the Petition Office reveals that MPEP 203.08 does not, at all, absolutely mandate/command the applicant to inquire as to the status of the application, because MPEP 203.08 uses the word "should', not "shall" or "must", in the language. Instead, MPEP 203.08 merely recommends or encourages applicants to make status inquiries. Moreover, MPEP 203.08 states, "Applicants are encouraged to use PAIR to make status inquiries" (the sentence following immediately the sentence cited by the Petition Office) [Emphasis added]. This sentence clearly indicates that lack of status inquiry would not constitute a basis for rejecting a timely-filed petition to withdraw holding of abandonment, because status inquiries made on PAIR cannot make evidentiary records and cannot induce the Patent Office to act on the petition. Therefore, without commanding word "shall" or "must", there is no basis to dismiss the applicants' petition so long as the applicants' original petition was timely filed and met the requirements when it was filed.

Applicants respectfully request reconsideration the petition to withdraw holding of abandonment. Alternatively, Applicants request reconsideration of the petition under 37 C.F.R. §1.137(b) for the reasons stated below.

PETITION UNDER 37 CFR §1.137(b)

The Office of Petitions dismissed the Applicants' petition under 37 C.F.R. §1.137(b), because the petition filed on September 14, 2007 lacks a statement that the entire delay in

filing the required reply from the due date for the replay until the filing of a grantable petition pursuant to 37 CFR §1.137(b) was unintentional (Decision, page 4, 6th full paragraph, last sentence). In response, Applicants respectfully request reconsideration in view of the arguments below and documents attached herewith.

First, the entire delay in filing the required reply from the due date for the replay until the filing of a grantable petition pursuant to 37 CFR §1.137(b) was unintentional.

As stated in the petition to withdraw holding of abandonment, Applicants' representative did not receive the Notice of Allowance and the entire delay in paying the required issue fee within the statutory period of three months from the mailing date of the Notice of Allowance was unintentional. The failure to pay the issue fee was discovered on April 25, 2002, when Applicants received the Notice of Abandonment dated April 5, 2002. After having received the Notice of Abandonment dated April 5, 2002, Applicants timely filed the Petition to Withdraw Holding of Abandonment pursuant to 37 C.F.R. §1.181(a), copy of which is attached herewith along with the Return-Receipt Post Card with USPTO stamp of date of May 28, 2002 as well as the petition's supporting documents (a copy (2 pages) of the docket record showing all received Office Actions and replies filed by Applicants' representative; email communication concerning non-receipt of the Notice of Allowance; and a statement of non-receipt of the Notice of Allowance from Jian Zhou, Applicants' representative).

Inadvertently and erroneously, the event of filing Petition to Withdraw Holding of Abandonment was docketed in the database as an event of filing Response to Office Action in the docket for this case (see Appendix B attached herewith, though the entry for this event was correct on the case folder (see the attached Appendix C). Because of this docketing error, the event "status check" did not appear in action dockets to prompt the Applicants' representative to inquire as to the status of the petition since May 10, 2002 (see Appendices A1-A4). Appendix A1 (the action docket prior to filing of petition to withdraw holding of abandonment on May 25, 2002) shows that there was response due for the Applicant's representative on page 77. Appendices A2-A4 show that no action was due for this case in action dockets after the petition to withdraw holding of abandonment was filed on May 25, 2002.

Applicants did not have any intention to abandon this application, but instead, did intend to maintain patents/patent applications for this case in the U.S. and other foreign countries, as supported by the documents attached herewith (Appendices D1-D13 and E1-E5). The copies of the redacted minutes of IPSC (Intellectual Property Steering Committee)

meeting discussing cases including this pending application (Appendices D1-D13) show that since having filed this patent application March 30, 1999, Applicants never wanted to abandon the patent application in the U.S., but instead always decided to maintain the patent application in the U.S. The docket records for this case were incorporated in the IPSC Booklets and the copies thereof (Appendices E1-E5) show that the status of the U.S. patent application for this case was pending.

Applicants did not deliberately choose not to seek or persist in seeking the revival of an abandoned application. As discussed above, Applicants timely filed a petition to withdraw holding of abandonment with all necessary support documents, within one month after Applicants discovered the failure to pay issue fee. The Patent Office acknowledged the receipt of that petition and supporting documents by mailing back to Applicants the Return-Receipt Post Card with US PTO stamp of date of May 28, 2002. The Petition Office further conceded in the Decision on Petition that Applicants did timely filed a petition with the documents supporting the petition, because the Petition Office did locate them in the official file. The filing of Applicants' petition to withdraw holding of abandonment was a bona fide attempt to revive the application, because the petition was filed timely and met the requirements set forth in MPEP 711.03(c)(I), Subsection A. The petition itself is the best evidence showing the Applicants' intent to revive the patent application. Applicants did not do anything causing the Patent Office not to consider the Applicants' petition during a period of five years. What Applicants failed to do was at most the failure to inquire as to the status of the petition. Such failure was due to the inadvertent docketing error discussed above. However, as discussed above, lack of status inquiry could not constitute any basis for rejecting a timely-filed petition to withdraw holding of abandonment. The inadvertent error in docketing and subsequent failure to inquire as to the status of a timely-filed bona fide petition to withdraw holding of abandonment clearly do not constitute any deliberate action taken by Applicants not to seek or persist in seeking the revival of an abandoned application.

Applicants submit herewith the copies (Appendices F1-F20) of the internal communications which are located in the CL/V-30880A case folder. None of the communications can show that Applicants deliberately choose not to seek or persist in seeking the revival of an abandoned application.

In the Q2 2007 IPSC meeting, this case was reviewed again along with many other cases. Applicants' representatives realized that the subject application was pending for too long. Subsequent review of the case folder revealed that Applicants filed a petition to withdraw holding of abandonment on May 10, 2002, but had not received any decision. Applicants

decided to submit the petition to revive the subject application in accordance with 37 C.F.R. §1.137(b), in order to expedite the petition process and issuance of the subject application. On September 11, 2007, Applicants filed the petition which was dismissed by the Petition Office on February 20, 2008.

Therefore, when considering all of the circumstances surrounding the subject application, the entire delay in filing the required reply from the due date for the reply until the filing of a grantable petition pursuant to 37 CFR §1.137(b) was unintentional.

Second, the facts here are materially distinguishable from the facts in each of the case law authorities cited by the Petition Office to support its decision to dismiss the Applicants' petition to revive the subject application in accordance with 37 C.F.R. §1.137(b) as follows.

In Lawman Armor v. Simon, 2005 U.S. Dist. LEXIS 10843, 74 U.S.P.Q.2d 1633 (E. D. Mich. 2005), the court found that the defendant had made a decision not to pursue the prosecution of his patent application, because the defendant failed to respond to his representative's two requests for instruction regarding filing a response to final Office Action and to pay his representative's service rendered for prosecuting his patent application, and because the defendant "regained interest in his by then abandoned patent application" after about two years when he discovered the allegedly infringing product at Sears. The court ruled that "these were deliberate acts, and cannot be considered unintentional." In contrast to the defendant in the Lawman case, Applicants here did not take deliberate acts not to respond to an office action, but instead took affirmative and timely action to seek to respond to an office action by requesting a Notice of Allowance be remailed in the timely-filed petition to withdraw holding of abandonment. Applicants here timely sought to revive the abandoned patent application by timely filing a petition to withdraw holding of abandonment after discovering the failure to pay the issue fee. Here, there was no purposeful delay in seeking revival, unlike in the Lawman case.

In Field Hybrids, LLC v. Toyota Motor Corp., 2005 U.S. Dist. LEXIS 1159 (D. Minn. 2005), although the plaintiff knew that his patent application was in danger of being abandoned through his representatives' communications to him, he explicitly requested his representative to "proceed no further with [his patent application] at this point." In contrast to the plaintiff in the Field Hybrids case, Applicants here took affirmative and timely action to seek to respond to an office action by requesting a Notice of Allowance be re-mailed in the timely-filed petition to withdraw holding of abandonment. Applicants here timely sought to revive the abandoned patent application by timely filing a petition to withdraw holding of

abandonment after discovering the failure to pay the issue fee. Here, there was no purposeful decision to take no action, unlike in the Field Hybrids case.

In Lumenyte Int'l Corp. v. Cable Lite Corp., Nos. 96-1011, 96-1077, 1996 U.S. App. LEXIS 16400, 1996 WL 383927 (Fed. Cir. 1996), in a letter to Mr. Willford (the president of the plaintiff), Mr. Rozsa (the plaintiff's representative) summarized a prior conversation and stated that "[Mr. Willford] informed me that [he has] decided not to spend additional money prosecuting the above referenced patent application and that it was [his] desire not to respond to the outstanding office action of February 4, 1988. Therefore, I will not do any further work on this application and it will go abandoned on August 4, 1988." Based on this evidence and others in the records, the Lumenyte court found that the plaintiff intentionally abandoned its patent application and was revived only after and because Fiber Lite ("former name of Cable Lite") introduced a competing product. In contrast to the plaintiff in the Lumenyte case, Applicants here never intentionally abandoned the subject patent application, but instead, timely sought to revive the abandoned patent application by timely filing a petition to withdraw holding of abandonment after discovering the failure to pay the issue fee.

In New York University v. Autodesk, 2007 U.S. Dist. LEXIS 50832 (S.D.N.Y. 2007), the key facts were: (1) the PTO's records (Examiner Burwell's note) showed that the PTO examiner telephoned NYU's then attorney who confirmed the abandonment; and (2) several months later NYU's new attorney filed a petition to revive the application under 37 C.F.R. §1.137(b) and did not provide any reason or support for the representation that NYU's failure to file a response was unintentional. The court there held that "[i]n light of [examiner Burwell's note], without more, no reasonable factfinder could find that NYU's decision not to take action – and instead to 'delay' seeking revival – for the entire period between July 14, 1997 and November 4, 1998 was 'inintentional' under 37 C.F.R. §1.137(b)(3)." In contrast to the NYU v. Autodesk case, Applicants here did not decide not to take action, but instead timely sought to revive the abandoned patent application by timely filing a petition to withdraw holding of abandonment after discovering the failure to pay the issue fee.

Applicants respectfully submit that, because the facts here are materially distinguishable from the facts in each of the case law authorities cited by the Petition of Office to support its decision to dismiss the Applicants' petition to revive the subject application in accordance with 37 C.F.R. §1.137(b), the cited case law is inapplicable to the pending petition.

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Applicants hereby request two months of extension of time under 37 C.F.R. §1.136(a) and authorize payment of the extension of time fee of \$460 under 37 C.F.R. §1.17(a)(2) and other necessary fees by debit of their Deposit Account No. 50-2965 in accordance with 37 C.F.R. §1.17(m).

Applicants hereby authorize payment of the issue fee by debit of their Deposit Account 50-2965 without the issue fee authorization form PTOL 85 B, because Applicants have not received the Notice of Allowance and this form. Alternatively, Applicants respectfully request that a new Notice of Allowance with Form PTOL 85B be re-issued so that Applicant can pay the issue fee.

Since this application was filed on or after June 8, 1995, no terminal disclaimer is required.

Applicants respectfully request that this Petition to revive be granted.

Should the Examiner and/or Senior Petitions Attorney believe that a discussion with Applicants' representative would further the prosecution of this application, either is respectfully invited to contact the undersigned. The Commissioner is hereby authorized to charge any other fees which may be required under 37 C.F.R. §§1.16 and 1.17, or credit any overpayment, to Deposit Account No. 50-2965.

Respectfully submitted,

Jian S. Zhou Reg. No. 41,422

(678) 415-4691

CIBA Vision Corporation Patent Department

11460 Johns Creek Parkway Duluth, GA 30097-1556

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CURRENT A Printed: 08/28/2002 ACTION REG/SERIAL# (US) 09/879,013 (US) 09/901,886 (US) 09/873,827 (US) 09/911,330 (US) 09/911,332 (US) 09/911,218 (US) 09/939,145 (US) 09/911,221 (US) 09/920,690 (US) 09/929,396 (US) 09/941,818 (US) 09/559,945 (US) 10/047,042 (US) 09/981,391 (US) 09/442,397 CLIENT REFERENCE# . TITLE / MARK ATTY1/ATTY2 PARA Through: 11/30/2002 04 Sat JZ/RJG/RIG 12 Sun JZ/RJG/RIG 06 Thu JZ/RJG/RIĠ 23 Sun JZ/RJG/RIG 23 Sun JZ/RJG/RIG 23 Sun JZ/RJG/RIG 23 Sun JZ/RJG/RIG 14 Sun JZ/RJG/RIG 02 Tue JZ/RJG/RIG 24 Wed JZ/RJG/RIG 29 Mon JZ/RJG/RIG 02 Fri JZ/RJG/RIG 16 Wed JZ/RJG/RIG 18 Fri JZ/RJG/RIG 22 Tue JZ/RJG/RIG September 2001 November 2001 January 2002 February 2002 October 2001 August 2001

Printed: 08/28/2002

Through: 11/30/2002

AVAILABLE CURRENT ACTION REG/SERIAL# (US) 09/755,443 (US) 10/019,134 (US) 10/056,694 (US) 10/056,168 (US) 09/873,827 (US) 10/091,819 (US) 09/698,544 (US) 09/893,148 (US) 10/115,401 (US) 60/332,289 (US) 60/313,898 (US) 10/127,736 (US) 09/879,013 (US) 10/106,739 (US) 09/774,942 CLIENT REFERENCE# TITLE / MARK ATTY1/ATTY2 PARA February continued... 04 Mon JZ/RJG/RIG 24 Wed JZ/RJG/RIG 20 Wed JZ/RJG/RIG 04 Thu JZ/RJG/RIG 24 Wed JZ/RJG/RIG 13 Thu JZ/RJG/RIG 26 Wed JZ/RJG/RIG 06 Thu JZ/RJG/RIG 22 Mon JZ/RJG/RIG 03 Wed JZ/RJG/RIG 14 Sun JZ/RJG/RIG 21 Sun JZ/RJG/RIG 29 Mon JZ/RJG/RIG 29 Mon JZ/RJG/RIG 31 Wed JZ/RJG/RIG March 2002 **April** 2002 June 2002 July 2002

Printed: 08/28/2002

Through: 11/30/2002

AVAILABLE 1 5 CURRENT EXT ACTION REG/SERIAL# (US) 10/141,746 (US) 10/142,300 (US) 60/371,561 (US) 60/332,289 (US) 60/313,898 (US) 60/313,898 (US) 60/313,898 (US) 10/154,249 (US) 10/153,047 (US) 10/152,941 (US) 10/153,037 (US) 10/153,040 (US) 10/153,063 (US) 09/939,145 (US) 10/154,249 (US) 10/153,007 (US) 09/893,148 (US) N/A CLIENT REFERENCE# TITLE / MARK ATTY1/ATTY2 PARA 07 Wed JZ/RJG/RIG 14 Wed JZ/RJG/RIG 09 Fri JZ/RJG/RIG 09 Fri JZ/RJG/RIG 09 Fri JZ/RJG/RIG 22 Thu JZ/RJG/RIG 21 Wed JZ/RJG/RIG 21 Wed JZ/RJG/RIG 21 Wed JZ/RJG/RIG 22 Thu JZ/RJG/RIG 24 Sat JZ/RJG/RIG 26 Mon JZ/RJG/RIG 05 Thu JZ/RJG/RIG September 2002 August 2002

Through: 11/30/2002

Printed: 08/28/2002

ATTY1/ATTY2 DUE PARA	REFERENCE# TITLE / MARK	CLIENT	REG/SERIAL# ACTION	CURRENT EXT ON EXT AVAILABLE
September continued 06 Fri JZ/RJG/RIG			(US) 09/559,945	
07 Sat JZ/RJG/RIG			(US) N/A	
11 Wed JZ/RJG/RIG			(US) 09/755,357	
14 Sat JZ/RJG/RIG			(US) 60/332,289	
15 Sun JZ/RJG/RIG			(US) 08/274,942	
16 Mon JZ/RJG/RIG			(US) 09/811,023	
19 Thu JZ/RJG/RIG			(US) 10/153,007	
20 Fri JZ/RJG/RIG			(US) 09/508,785	
20 Fri JZ/RJG/RIG			(US) 10/175,656	
20 Fri. JZ/RJG/RIG			(US) 09/725,405	
21 Sat JZ/RJG/RIG			(US) 09/714,691	
21 Sat JZ/RJG/RIG			(US) N/A	
26 Thu JZ/RJG/RIG			(US) 08/274,942	
27 Fri JZ/RJG/RIG			(US) 10/153,063	
October 2002				
02 Wed JZ/RJG/RIG			(US) 09/530,073	
03 Thu JZ/RJG/RIG	:		(US) 10/190,415	
03 Thu JZ/RJG/RIG	-		(US) 09/784,471	
04 Fri JZ/RJG/RIG			(US) 09/939,145	

Printed: 08/28/2002

AVAILABLE CURRENT EXT ACTION REG/SERIAL# (US) 10/091,820 (US) 10/191,613 (US) 10/191,613 (US) 60/332,289 (US) 09/838,439 (US) 09/586,859 (US) 09/438,684 (US) 09/409,759 (US) 60/347,995 (US) 60/347,995 (US) 60/347,995 (US) 60/347,995 (US) N/A (US) N/A Ϋ́ (US) N/A NN. (SU) (SD) CLIENT TITLE / MARK REFERENCE# 07 Thu JZ/RJG/RIG ATTY1/ATTY2 PARA October continued...
07 Mon JZ/RJG/RIG Through: 11/30/2002 12 Sat JZ/RJG/RIG 14 Mon JZ/RJG/RIG 23 Wed JZ/RJG/RIG 08 Tue JZ/RJG/RIG 09 Wed JZ/RJG/RIG 19 Sat . JZ/RJG/RIG 23 Wed JZ/RJG/RIG 31 Thu JZ/RJG/RIG 02 Sat JZ/RJG/RIG 07 Thu JZ/RJG/RIG November 2002

Through: 11/30/2002

Printed: 08/28/2002

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Printed: 08/28/2002

Through: 11/30/2002

ar er TOTAL ITEMS SELECTED = 119	டட	(US) 60/356,954 (US) 60/356,954			14 Fri JZ/RJG/RIG 14 Fri JZ/RJG/RIG
 ar	"	5) 60/356,954		•	ri JZ/RJG/RIG
I	i				February 2003
e opy	L	(US) 10/056,168			24 Fri JZ/RJG/RIG
ခု ple C	Ľ.	(US) 10/056,694			24 Fri JZ/RJG/RIG
euilak railak	u.	(US). 60/347,116			09 Thu JZ/RJG/RIG
st Av	<u>"-</u>	(US) 60/347,116			09 Thu JZ/RJG/RIG
Be	!				January 2003
эис .		(US) 09/893,148			26 Thu JZ/RJG/RIG
one	-	(US) 09/893,148			December continued 26 Thu JZ/RJG/RIG
CURRENT EXI EXT AVAILABLE	ACTION	REG/SERIAL#	CLIENT	REFERENCE# TITLE / MARK	ATTY1/ATTY2 DUE PARA



Printed: 11/20/2002

ATTORNEY #1 DOCKET FOR JIAN ZHOU

Through: 12/31/2002

CURRENT ACTION REG/SERIAL# CLIENT REFERENCE# TITLE / MARK

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Through: 12/31/2002

Printed: 11/20/2002

AVAILABLE EX CURRENT EXT ACTION REG/SERIAL# (US) 09/858,394 (US) 09/920,690 (US) 09/873,827 (US) 09/879,013 (US) 09/901,886 (US) 09/920,690 (US) 09/911,332 (US) 09/911,221 (US) 09/911,330 (US) 09/911,218 (US) 09/920,690 (US) 09/929,396 (US) 09/939,145 US) 09/941,818 US) 09/731,331 CLIENT REFERENCE# TITLE / MARK ATTY1/ATTY2 PARA 16 Mon JZ/RJG/RIG 02 Thu JZ/RJG/RIG 04 Sat JZ/RJG/RIG 10 Mon JZ/RJG/RIG 12 Sun JZ/RJG/RIG 06 Thu JZ/RJG/RIG 23 Sun JZ/RJG/RIG 23 Sun JZ/RJG/RIG 23 Sun JZ/RJG/RIG 23 Sun JZ/RJG/RIG 02 Tue JZ/RJG/RIG 14 Sun JZ/RJG/RIG 24 Wed JZ/RJG/RIG 29 Mon JZ/RJG/RIG 07 Fri JZ/RJG/RIG September 2001 July continued... December 2001 August 2001 October 2001 January 2002

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AVAILABLE EX **Best Available Copy** CURRENT EXT Printed: 11/20/2002 ACTION REG/SERIAL# (US) 09/755,443 · (US) 09/981,391 (US) 09/731,331 (US) 10/019,134 'US) 09/873,827 .US) 10/056,694 US) 10/056,168 US) 10/091,819 US) 09/893,148 US) 09/731,331 US) 09/731,331 JS) 10/115,401 JS) 60/332,289 JS) 60/313,898 JS) 10/106,751 CLIENT REFERENCE# TITLE / MARK ATTY1/ATTY2 PARA Through: 12/31/2002 16 Wed JZ/RJG/RIG 04 Mon JZ/RJG/RIG 07 Thu JZ/RJG/RIG January continued... 20 Wed JZ/RJG/RIG 04 Thu JZ/RJG/RIG 24 Wed JZ/RJG/RIG 24 Wed JZ/RJG/RIG 06 Thu JZ/RJG/RIG 07 Fri JZ/RJG/RIG 07 Fri JZ/RJG/RIG 26 Wed JZ/RJG/RIG 26 Wed JZ/RJG/RIG 03 Wed JZ/RJG/RIG 14 Sun JZ/RJG/RIG 21 Sun JZ/RJG/RIG February 2002 March 2002 April 2002 June 2002 July 2002 DOE

Printed: 11/20/2002

Through: 12/31/2002

AVAILABLE 滋 **Best Available Copy** CURRENT EXT ACTION REG/SERIAL# (US) 10/127,736 (US) 10/197,036 (US) 10/106,739 (US) 09/774,942 (US) 60/332,289 (US) 60/313,898 (US) 60/313,898 (US) 10/142,300 (US) 60/371,561 (US) 60/313,898 (US) · 10/153,047 (US) 10/154,249 (US) 10/153,040 (US) 10/152,941 (US) 10/153,037 (US) 09/939,145 (US) 09/893,148 (US) 10/153,007 (US) 10/153,063 (US) N/A CLIENT REFERENCE# TITLE / MARK ATTY1/ATTY2 PARA 22 Mon JZ/RJG/RIG 29 Mon JZ/RJG/RIG 29 Mon JZ/RJG/RIG 31 Wed JZ/RJG/RIG 07 Wed JZ/RJG/RIG 09 Fri JZ/RJG/RIG 09 Fri JZ/RJG/RIG 14 Wed JZ/RJG/RIG 21 Wed JZ/RJG/RIG 21 Wed JZ/RJG/RIG 21 Wed JZ/RJG/RIG 22 Thu JZ/RJG/RIG 24 Sat JZ/RJG/RIG 26 Mon JZ/RJG/RIG July continued... August 2002

AVAILABLE ۾ ا 9 었 **Best Available Copy** CURRENT EXT Printed: 11/20/2002 ACTION REG/SERIAL# (US) 10/175,656 (US) 60/332,289 (US) 09/811,023 (US) 09/939,145 (US) 10/225,062 (US) 60/408,714 (US) 10/091,820 (US) 60/332,289 (US) 09/586,859 (US) 09/438,684 (US) 10/202,758 (US) 6,451,871 (US) 60/347,995 (US) 60/347,995 (US) 6,440,411 (US) N/A (US) N/A (US) N/A CLIENT REFERENCE# TITLE / MARK ATTY1/ATTY2 PARA Through: 12/31/2002 07 Sat JZ/RJG/RIG 06 Fri JZ/RJG/RIG 14 Sat JZ/RJG/RIG 16 Mon JZ/RJG/RIG 20 Fri JZ/RJG/RIG 21 Sat JZ/RJG/RIG 04 Fri JZ/RJG/RIG 06 Sun JZ/RJG/RIG 07 Mon JZ/RJG/RIG 08-Tue JZ/RJG/RIG 14 Mon JZ/RJG/RIG 19 Sat JZ/RJG/RIG September 2002 23 Wed JZ/RJG/RIG 23 Wed JZ/RJG/RIG 24 Thu JZ/RJG/RIG 31 Thu JZ/RJG/RIG 07 Thu JZ/RJG/RIG 07 Thu JZ/RJG/RIG November 2002 October 2002

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Through: 12/31/2002

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AVAILABLE 었 **Best Available Copy** CURRENT EXT ACTION REG/SERIAL# (US) 60/347,995 (US) 60/347,995 (US) 10/213,972 (US) 10/269,394 (US) 60/332,289 (US) 60/332,289 (US) 60/332,289° (US) 10/225,062 (US) 09/710,514 (US) 09/858,394 (US) 10/115,401 (US) 09/697,859 (US) 09/867,827 ۲ ¥ ٧ Ϋ́ Ϋ́ (US) N/A (US) N/A (US) N/A (SD) (SD) (SD) (SD) (SD) CLIENT TITLE / MARK REFERENCE# ATTY1/ATTY2 PARA November continued... 07 Thu JZ/RJG/RIG 11 Mon JZ/RJG/RIG 14 Thu JZ/RJG/RIG 14 Thu JZ/RJG/RIG 14 Thu JZ/RJG/RIG 16 Sat JZ/RJG/RIG 21 Thu JZ/RJG/RIG 26 Tue JZ/RJG/RIG 28 Thu JZ/RJG/RIG 29 Fri JZ/RJG/RIG 30 Sat JZ/RJG/RIG

Through: 12/31/2002

Printed: 11/20/2002

ATTY1/ATTY2 DUE PARA	REFERENCE# TITLE / MARK	CLIENT	REG/SERIAL#	ACTION	CURRENT EXT	EXT. AVAILABLE
December 2002						
04 Wed JZ/RJG/RIG			(US) 09/873,827	STATUS CHECK	0	None
05 Thu JZ/RJG/RIG			(US) 10/153,040	_		one
06 Fri JZ/RJG/RIG			(US) 09/586,859			gu Bes
11 Wed JZ/RJG/RIG			(US) 09/755,357	_		t Ava
12 Thu JZ/RJG/RIG			(US) 09/901,886			된 ailab
12 Thu JZ/RJG/RIG			(US) 09/879,013			le Co
13 Fri JZ/RJG/RIG			(US) 09/766,725			. ₽
14 Sat JZ/RJG/RIG			(US) 60/340,410			euc .
19 Thu JZ/RJG/RIG			(US) 09/697,861	_		·
20 Fri JZ/RJG/RIG			(US) 10/019,134	, -		·
21 Sat JZ/RJG/RIG			(US) 09/911,218	-		nth
24 Tue JZ/RJG/RIG			(US) 09/873,827			nth
26 Thu JZ/RJG/RIG			(US) 09/893,148			suc
26 Thu JZ/RJG/RIG			(US) 09/893,148	· ·	:	λi
30 Mon JZ/RIG/RJG			(US) 09/698,528	_		ne

CALL-UP DATES The following items are due beyond the current print through date of 12/31/2002. A "regular" docket will always print advanced call-ups.

	(US) 09/731,331 F	(US) 09/558,135 F	(US) 09/755,357 F	(US) 09/901,886 S
January 2003	01 Wed JZ/RJG/RIG	03 Fri JZ/RJG/RIG	04 Sat JZ/RJG/RIG	06 Mon JZ/RJG/RIG

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Through: 12/31/2002

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AVAILABLE Best Available Copy CURRENT EXT ACTION REG/SERIAL# (US) 60/347,116 (US) 60/347,116 (US) 10/267,377 (US) 09/911,221 (US) 09/911,330 (US) 09/911,332 (US) 09/911,218 (US) 10/056,168 (US) 10/056,694 (US) 09/867,827 (US) 10/091,819 (US) 60/364,192 (US) 60/356,954 (US) 60/356,954 (US) 60/356,954 (US) 10/091,820 (US) 60/356,954 (US) 10/106,751 (US) N/A CLIENT TITLE / MARK REFERENCE# ATTY1/ATTY2 PARA 09 Thu JZ/RJG/RIG 09 Thu JZ/RJG/RIG 09 Thu JZ/RJG/RIG 23 Thu JZ/RJG/RIG 23 Thu JZ/RJG/RIG 23 Thu JZ/RJG/RIG 23 Thu JZ/RJG/RIG 24 Fri JZ/RJG/RIG 24 Fri JZ/RJG/RIG 28 Tue JZ/RJG/RIG 30 Thu JZ/RJG/RIG 14 Fri JZ/RJG/RIG January continued... JZ/RJG/RIG 14 Fri JZ/RJG/RIG 14 Fri JZ/RJG/RIG 06 Thu JZ/RJG/RIG 06 Thu JZ/RJG/RIG 13 Thu JZ/RJG/RIG 26 Wed JZ/RJG/RIG February 2003 March 2003 14 Fri

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ATTY1/ATTY2		,				CURRENT	EXT
PARA	REFERENCE#	REFERENCE# TITLE / MARK	CLIENT	REG/SERIAL# ACTION	ACTION	EXT	EXT AVAILABL

BLE 139 TOTAL ITEMS SELECTED =

END OF REPORT

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Printed: 8/14/2006

, Through: 11/14/2006

CURRENT EXT ACTION REG/SERIAL# CLIENT

EXT AVAILABLE JS) 11/385,418 JS) 11/385,418 JS) 11/443,731 JS) 11/443,731 JS) 11/406,108 US) 11/406,108 US) 10/969,280 US) 10/738,921 JS) N/A N/A (St JS) N/A REFERENCE# TITLE / MARK ATTY1/ATTY2 PARA 23 Sat JZ/RJG/RJG 23 Sat JZ/RJG/RJG 23 Mon JZ/RJG/RJG 24 Thu JZ/RJG/RJG 23 Mon JZ/RJG/RJG 24 Thu JZ/RJG/RJG 16 Sat JZ/RJG/RJG 16 Fri JZ/RJG/RJG 20 Fri JZ/RJG/RJG 10 Mon JZ/RJG/RJG 20 Thu JZ/RJG/RJG September 2002 March 2002 February 2005 October 2002 October 2004 January 2005 August 2004 **April 2004 April 2003**

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Through: 11/14/2006			Printed: 8/14/2006
DUE PARA REFERENCE# TITLE / MARK	CLIENT	REG/SERIAL#	CURRENT EXT ACTION EXT AVAILABLE
ary cor n JZ/F	•	A/N (SU)	Sv
March 2005	Į.	(11S) 441007 443	
08 Tue JZ/RJG/RJG 10 Thu JZ/RJG/RJG		(WO) PCT/US03/1813	
15 Tue JZ/RJG/RJG		(US) 11/012,658	
April 2005			
05 Tue JZ/RJG/RJG		(US) 11/029,619	
19 Tue JZ/RJG/RJG		(US) 10/522,443	
Y., Iv. 2005			
12 Tue JZ/RJG/RJG	!	(US) 11/012,658	
12 Tue JZ/RJG/RJG		(US) .10/980,589	
26 Tue JZ/RJG/RJG		(US) 10/991,124	
28 Thu JZ/RJG/JZ		(US) 60/591,704	
28 Thu JZ/RJG/JZ		(US) 60/591,704	
August 2005	•		
23 Tue JZ/RJG/RJG		(US) 10/736,994	
25 Thu JZ/RJG/RJG		(US) 11/137,195	
25 Thu JZ/RJG/RJG I		(US) 11/137,181	
30 Tue JZ/RJG/KAB ((US) 11/148,104	
30 Tue JZ/RJG/KAB ((US) 11/147,594	

ATTORNEY #1 DOCKET FOR JIAN ZHOU

AVAILABLE CURRENT EXT Printed: 8/14/2006 ACTION (WO) PCT/US03/18135 REG/SERIAL# (US) 11/226,725 (US) 11/196,908 (US) 11/243,928 (US) 11/216,366 (US) 11/076,391 (US) 11/243,930 (US) 60/618,157 (US) 11/110,059 (US) 11/216,366 (US) 11/196,908 (US) 11/248,548 (US) 11/284,747 (US) 60/618,157 (US) 11/284,753 (US) 11/226,725 (US) 11/216,366 (US) 6,955,832 CLIENT TITLE / MARK REFERENCE# ATTY1/ATTY2 PARA Through: 11/14/2006 14 Wed JZ/RJG/RJG 13 Thu JZ/RJG/KAB 01 Thu JZ/RJG/KAB 29 Thu JZ/RJG/KAB 04 Tue JZ/RJG/KAB 13 Thu JZ/RJG/KAB 18 Tue JZ/RJG/RJG 21 Fri JZ/RJG/RJG 01 Tue JZ/RJG/KAB 04 Fri JZ/RJG/KAB 05 Sat JZ/RJG/RJG 10 Thu JZ/RJG/RJG 13 Sun JZ/RJG/KAB 22 Tue JZ/RJG/KAB 29 Tue JZ/RJG/KAB 30 Wed JZ/RJG/KAB September 2005 November 2005 12 Sat JZ/RJG/JZ 22 Tue JZ/RJG/JZ October 2005

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ATTORNEY #1 DOCKET FOR JIAN ZHOU

Through: 11/14/2006			Printed: 8/14/2006	
ATTY1/ATTY2 DUE PARA REFERENCE# TITLE / MARK	CLIENT	REG/SERIAL#	CURRENT ACTION EXT	- EXT AVAILABLE
November continued 30 Wed JZ/RJG/KAB		(US) 11/226,604		
December 2005	•			
06 Tue JZ/RJG/RJG		(US) 11/137,195		
06 Tue JZ/RJG/RJG		(US) 11/137,181		
06 Tue JZ/RJG/RJG		(US) 11/093,819		
09 Fri JZ/RJG/RJG		(US) 10/864,043		
13 Tue JZ/RJG/KAB		(US) 11/243,930		
15 Thu JZ/RJG/RJG		(US) 10/736,994		
17 Sat JZ/RJG/KAB		(US) 11/305,692		
27 Tue JZ/RJG/RJG		(US) 11/110,059		
January 2006				
05 Thu JZ/RJG/RJG		(US) 11/243,928		
10 Tue JZ/RJG/RJG		(WO) PCT/US03/1813:		
22 Sun JZ/RJG/KAB		(US) 11/284,753		
22 Sun JZ/RJG/JZ		(US) 11/284,747		
26 Thu JZ/RJG/RJG		(US) 10/554,652		
28 Sat JZ/RJG/JZ		(US) 11/248,548		
February 2006				
07 Tue JZ/RJG/RJG		(US) 6,995,192		
11 Sat JZRJG/RJG		(US) 11/329,697		
17 Fri JZ/RJG/KAB		(US) 11/305,692		

ATTORNEY #1 DOCKET FOR JIAN ZHOU

Through: 11/14/2006				Printed: 8/14/2006	
ATTY1/ATTY2 DUE PARA	REFERENCE# TITLE / MARK . CLIENT	L	REG/SERIAL#	ACTION	CURRENT EXT EXT AVAILABLE
February continued 21 Tue JZ/RJG/KAB	ō	corporation	(US) 11/284,753		
21 Tue JZ/RJG/JZ	O .	orporation	(US) 11/284,747		
28 Tue JZ/RJG/RJG	ਹ	orporation	(US) 7,004,585		
March 2006					
04 Sat JZ/RJG/KAB	Ö	orporation	(US) 11/365,546		
05 Sun JZ/RJG/KAB	. . 0	orporation	(US) 11/148,104		
05 Sun_JZ/RJG/KAB	Ö	orporation	(US) 11/147,594		
09 Thu JZ/RJG/KAB	ប	orporation	(US) 11/365,384		
16 Thu JZ/RJG/KAB	ប	orporation	(US) 11/305,692		
19 Sun JZ/RJG/RJG	ប	orporation	(US) 10/470,651		
April 2006					
04 Tue JZ/RJG/KAB		orporation	(US) 60/658,930		·
04 Tue JZ/RJG/RJG	ď	rporation	(US) 7,022,654		
09 Sun JZ/RJG/RJG	ರ	rporation	(US) 11/243,928		
11 Tue JZ/RJG/RJG	ರ	yrporation	(US) 11/329,697		
20 Thu JZ/RJG/RJG	م_	yrporation	(US) 10/969,255		
21 Fri JZ/RJG/RJG	CL	orporation	(US) 11/385,418		
May 2006		- 	•		
04 Thu JZ/RJG/KAB	 ರ	orporation	(US) 11/365,546		
04 Thu JZ/RJG/KAB	CF) rporation	(US) 11/415,938		
05 Fri JZ/RJG/KAB	CL	orporation	(US) 60/677,964		

ATTORNEY #1 DOCKET FOR JIAN ZHOU

. Through: 11/14/2006

Printed: 8/14/2006

AVAILABLE EXT CURRENT EXT ACTION REG/SERIAL# (US) 10/522,443 (US) 11/196,908 (US) 11/216,366 (US) 11/406,108 (US) 11/365,384 (US) 11/284,753 (US) 11/365,384 (US) 11/305,692 (US) 11/415,938 (US) 11/226,725 (US) 11/226,604 (US) 7,040,756 (US) 11/284,747 (US) 11/243,930 (US) 11/385,418 (US) 11/443,731 (US) 6,737,661 (US) N/A (US) N/A Sorporation Sorporation Sorporation Sorporation orporation corporation corporation orporation orporation orporation: orporation crporation orporation orporation orporation orporation :orporation :orporation orporation CLIENT TITLE / MARK REFERENCE# Ö ប ਹ $\overline{\mathbf{o}}$ ATTY1/ATTY2 PARA 09 Tue JZ/RJG/RJG 09 Tue JZ/RJG/KAB 16 Tue JZ/RJG/RJG 16 Tue JZ/RJG/KAB 18 Thu JZ/RJG/RJG 18 Thu JZ/RJG/RJG 22 Mon JZ/RJG/KAB 30 Tue JZ/RJG/KAB 16 Tue JZ/RJG/KAB 01 Thu JZ/RJG/KAB 13 Tue JZ/RJG/KAB 30 Fri JZ/RJG/RJG 13 Tue JZ/RJG/KAB 17 Sat JZ/RJG/KAB 21 Wed JZ/RJG/RJG 04 Tue JZ/RJG/KAB 14 Fri JZ/RJG/RJG May continued... 30 Fri JZ/RJG/RJG 22 Mon JZ/RJG/JZ June 2006 July 2006

Page

ATTORNEY #1 DOCKET FOR JIAN ZHOU

Through: 11/14/2006

Printed: 8/14/2006

AVAILABLE CURRENT EXT ACTION REG/SERIAL# (US) 11/412,650 (US) 11/406,108 (US) 11/093,820 (US) 11/329,697 T07,797,707 (SU) (US) 11/065,145 (US) 60/636,930 (US) 60/712,862 (US) 11/443,731 (US) 10/476,030 (US) 10/287,730 (US) 11/365,546 (US) 60/712,862 (US) 11/365,384 (US) 10/676,173 (US) 6,793,973 (US) N/A (US) N/A (US) N/A poration rporation poration rporation rporation CLIENT TITLE / MARK REFERENCE# S ე ე <u>ဌ</u> ຽ ຽ 5 둥 강 딩 S ຽ ຽ ₽ ຽ ၌ ပ Ş ö <u>ე</u> ე 당 당 ე ATTY1/ATTY2 · PARA 18 Tue JZ/RJG/RJG 10 Thu JZ/RJG/RJG 27 Thu JZ/RJG/RJG 27 Thu JZ/RJG/RJG 01 Tue JZ/RJG/RJG 12 Sat JZ/RJG/RJG 12 Sat JZ/RJG/RJG 23 Wed JZ/RJG/RJG 30 Wed JZ/RJG/KAB 31 Thu JZ/RJG/RJG 31 Thu JZ/RJG/RJG 31 Thu JZ/RJG/RJG 01 Fri · JZ/RJG/RJG 03 Sun JZ/RJG/RJG 04 Mon JZ/RJG/KAB 09 Sat JZ/RJG/KAB 14 Thu JZ/RJG/RJG 21 Thu JZ/RJG/RJG 22 Fri JZ/RJG/RJG July continued... September 2006 August 2006

Page

CALL-UP DATES The following items are due beyond the current print through date of 11/14/2006. A "regular" docket will always print advanced call-ups.

ATTORNEY #1 DOCKET FOR JIAN ZHOU

, Through: 11/14/2006

Printed: 8/14/2006

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ATTY1/ATTY2 PARA	REFERENCE#	TITLE / MARK	CLIENT	REG/SERIAL#	ACTION	CURRENT EXT /	EXT
September continued 23 Sat JZ/RJG/RJG	CLV.		. CIBA Vision Corporation	(US) 11/088,089			
23 Sat JZ/RJG/RJG	CLV-:		: CIBA Vision Corporation	(US) 11/416,260			
JZ/RJG/RJG	-איןט		: CIBA Vision Corporation	(US) 60/719,878			
27 Wed JZ/RJG/RJG	CLV-		CIBA Vision Corporation	(US) 10/654,196			
28 Thu JZ/RJG/RJG	CL√-		CIBA Vision Corporation	(US) 11/007,442			
JZ/RJG/RJG	CLV.	-	CIBA Vision Corporation	(US) 10/706,208			
30 Sat JZ/RJG/RJG	CLV-		CIBA Vision Corporation	(US) 11/093,820			
30 Sat JZ/RJG/RJG	CLW.		CIBA Vision Corporation	(US) 11/093,819			
October 2006							
05 Thu JZ/RJG/RJG	CLV.		CIBA Vision Corporation ((US) 6,800,225			
07 Sat JZ/RJG/KAB	CLV.		CIBA Vision Corporation ((US) 10/654,114			
10 Tue JZ/RJG/RJG	CLV.		SIBA Vision Corporation ((US) N/A			
12 Thu JZ/RJG/RJG	CLV.		SIBA Vision Corporation ((US) N/A			
14 Sat JZ/RJG/RJG	CLV-		XIBA Vision Corporation ((US) 10/937,140			
26 Thu JZ/RJG/RJG	CLV.		BA Vision Corporation ((US) 6,808,262			
26 Thu JZ/RJG/RJG	CLV.		JBA Vision Corporation ((US) 10/554,652			
November 2006				·			
02 Thu JZ/RJG/RJG	CLN.	·	IBA Vision Corporation (L	(US) 6,811,805		-	
02 Thu JZ/RJG/RJG	CLN-		IBA Vision Corporation (L	(US) 6,811,259			
04 Sat JZ/RJG/KAB	CLV-		IBA Vision Corporation (L	(US) 11/415,938			

ATTORNEY #1 DOCKET FOR JIAN ZHOU

, Through: 11/14/2006				Printed: 8/14/2006	
DUE PARA	REFERENCE# TITLE / MARK	CLIENT	REG/SERIAL#	CURRENT EXT AVAILABLE	XT ABLE
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16 Thu JZ/RJG/RJG	LP/	ation	(US) 60/737,215		
16 Thu JZ/RJG/RJG	,	ation	(US) 60/737,148		•
16 Thu JZ/RJG/RJG		ation	(US) 60/737,148		
23 Thu JZ/RJG/RJG	ЛЭ	ation	(US) 6,821,108		
23 Thu JZ/RJG/RJG	ЛЭ	ation	(US) 11/416,260	_	
December 2006					
07 Thu JZ/RJG/RJG	CIV	ation	(US) 6,827,966	· -	1
14 Thu JZ/RJG/RJG	CLA	ation	(US) 60/750,195	_	ė
14 Thu JZ/RJG/RJG	CLN	ation	(US) 60/750,195	_	
28 Thu JZ/RJG/RJG	CLV	ation	(US) 6,835,410		
February 2007			٠	. 1	
01 Thu JZ/RJG/RJG	CLV	ition	(US) 6,849,210		
		END OF REPORT		TOTAL ITEMS SELECTED =	150
			•		

Connected: Martha Martin



& NOVARTIS

Design General Matters Reports Tools Home | Setup | Help | Contact Us | Logout 語 [] [] 👅 Patent Family 🔢 Patent Application 🔝 Third Party Patent 🛙 💠 Conflict 🔢 Product Cancel | Rave B B B B 8 B Acknowledgement 09/525158 27 Feb 2008 Filed B 3 8 9 3 15 Dec 2005 P 14 Mar 2000 Current Status 14 Mar 2000 14 Mar 2020 [] Include Annuities and Taxes 11 Sep 2007 20 Feb 2008 Performed ☐ Critical Dates **Next Annuity Publication** Expiration 3 9 80 D 9 90 B Abandon Filing Grant Reminder United States Of America (NP) - 30 Mar 1999 - 09/280510 United States Of America (NP) - 30 Mar 1999 - 09/280510 <u>\$</u> **3** 14 Mar 2020 🕏 3 B B B 20 Apr 2008 14 Mar 2020 11 Jan 2008 Due date Ď CL/V -30880A/CGV US-NP United States Of America 09/525158 ORGANIC COMPOUNDS Number National Patent Status Check Response to Expiry date Pending Ciba Expiration Reminder Letter Petition Petition Petition Event ₹ Prosecution Step Case Reference Patent Update Family Number \oplus \oplus \oplus \oplus **±** \oplus \pm Internal Title Legal Status First Priority Docketing Filing Type Delete Ali | None First Filing Selection Filter on Country 国 (E)

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Wednesday, April 16, 2008



Martha-J Martin/CV/Novartis

06/09/2008 12:38 PM

To Jian Zhou/CV/Novartis@PH

CC

bcc

Subject Fw: Question about Pattsy Docketing

FYI

Martha J. Martin CIBA Vision Corporation Patent Department

11460 Johns Creek Parkway Duluth, GA 30097

Phone: +1 678-415-3334 Fax: +1 678-415-3068

Email: martha-j.martin@cibavision.com

CIBA VISION.

---- Forwarded by Martha-J Martin/CV/Novartis on 06/09/2008 12:38 PM -----

Linda Rothwell/GP/Novartis

06/09/2008 09:30 AM

To Martha-J Martin/CV/Novartis@PH

CC

Subject Re: Question about Pattsy Docketing

That is a foreign filing docket date, which was always entered by Basel.

Linda Rothwell
Novartis Pharmaceuticals Corporation
PH, LGL-Patent Data Mgmt
USEH, 104-3J26
Novartis Pharmaceuticals Corporation
One Health Plaza
East Hanover, NJ 07936-1080

USA Phone: +1 862 7787906 Fax: +1 973 7818064

Email: linda.rothwell@novartis.com



Martha-J Martin/CV/Novartis



Martha-J Martin/CV/Novartis

06/09/2008 07:51 AM

To Linda Rothwell/GP/Novartis@PH

CC

Subject Question about Pattsy Docketing

Jian had a question about what "Reminder Letter" (performed December 15, 2005) indicates for

application number 09/525,158. What was this used for?

Thanks, Martha

Martha J. Martin CIBA Vision Corporation
Patent Department
11460 Johns Creek Parkway
Duluth, GA 30097
Phone: +1 678-415-3334
Fax: +1 678-415-3068
Email: martha-j.martin@cibavision.com





U NOVARTIS

Novartis Corporation Interoffice Correspondence

Telephone: 770-418-3173 Fax: 770-418-3068

Date:

June 7, 1999

To:

Mike Dammann

Peter Herbrechtsmeier

Barbara Heyl Stuart Heap John Lally Lance Lipscomb

Scott Meece Paul Nicolson Jurgen Vogt Greg White

From:

Jörg Dietz

Mike Lee

Subject

Optics Intellectual Property Steering Committee

Second Quarter Meeting - June 9, 1999

9:00 a.m. - 12:00 noon - JCA - International Video Conference Room

Attached is an outline of the topics for discussion at the June IPSC meeting. The meeting will be held in the International Video Conference Room (JCA-4N) and a Basle location.

Attachments

c: Glen Bradley Kim Brazzell Karen Copeland Mike Glynn Steve Schuster

INTELLECTUAL PROPERTY STEERING COMMITTEE

SCHEDULE FOR MEETING 9:00 a.m. - 12:00p.m.

- I. OPEN ISSUES FROM MARCH MEETING
- II. ALL TRADEMARK ISSUES
- III. LITIGATION & OPPOSITION ISSUES
- IV. MAINTENANCE ISSUES
- V. CURRENT PREPARATION AND PROSECUTION ISSUES
- VI. OPINIONS & ADVICE
- VII. BUSINESS DEVELOPMENT & LICENSING

ATTACHMENTS

Attachment A - Entscheidlisten (Decision List) (sent 5/27/99) Attachment B - Foreign Filing Country Lists

ACTION ITEMS FROM DECEMBER 1998 MEETING

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	Liphardt
	Dietz
	Lee

II. ALL TRADEMARK ISSUES

III. <u>LITIGATION & OPPOSITION ISSUES</u>

A. OPPOSITION

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- **B. PENDING LITIGATION**
- C. QUESTION OF INFRINGEMENT

IV. MAINTENANCE ISSUES

A. Entscheidlisten (Decision List) - Sent to attendees.

V. <u>CURRENT PREPARATION / PROSECUTION ISSUES</u>

A. U.S. PREPARATION & PROSECUTION

- 1. Preparation Prioritization
- 2. Recently Filed
 - a) CL/V-30880/P1/CGV2112 Hirt, et al, Organic Compounds
- 3. Recently issued patents, notice of allowance, issue notification:

Issued Patents - U.S.:

Case	Inventor	Title
CL/V-19790	Boneberger, et al	Process and Apparatus for the Manufacture of a Contact Lens (Patent No. 5,894,002 - 4/13/99)

Notice of Allowance:

Case	Inventor	Title
CL/V-20321	Mueller, B.	Crosslinked Polymers Containing Salt Structures (08/875,530)
CL/V-20676	Nicolson, et al	Extended Wear Ophthalmic Lens (09/108,714)

B. NON-U.S. PREPARATION & PROSECUTION

- 1. Patent Applications filed since last IPSC
 - a) CL/V-30880/CGV2112 Priority March 30, 1999 Dangling Chains (Hirt et al)

2.	Foreign filings (decisions due)	•
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		ning
3.	PCT: Entering of National Phase (decisions due)	
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	b) (rity ision
	c) (ion- CV/3.
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4.	EP Patents Allowed - Decision on National Validation Due	
	a) C m	ction
	b) C	
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- Patents issued since last IPSC (other than US patents)
 This information will be reported at September IPSC.
- 6. Partial or Worldwide Abandonment (decisions due)
- VI. OPINIONS & ADVICE
- VII. BUSINESS DEVELOPMENT & LICENSING
- VIII. <u>MISCELLANEOUS</u>
 - 1999 IPSC Schedule 9:00 12:00 noon (Atlanta time)

September 15, 1999 December 8, 1999

М	=	Maintain in all countries.
CV/B	=	Maintain on blocking list.
CV/D	· =	Maintain on defensive list.
ABD	· = .,	Abandon case in all countries.
LIC	=	Offer to Optics Licensing and decide
		on abandonment if no interest at IPSC.
US	=	Maintain in U.S. only.
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Basel Case		Last IPSC		
No.	CIBA Vision No.	Decision 6/98	Reason	
CL/V 16			7100011	
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Attachment B

Foreign Filing Standard Country Lists CV/1, CV/2, CV/3, CV/4, CV/D and CV/B

CV/1	CV/2	CV/3	CV/4	CV/D	CV/B
Europe: (EP Patent or national):	EP (full)	EP (full)	EP (full)	EP (full)	EP (in part)
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^{*} designates: country can be designated in a PCT patent application as of September 1997

Control of the Contro



() NOVARTIS

Novartis Corporation Interoffice Correspondence

Telephone: 678-415-3173 678-415-3068

Date:

December 23, 1999

To:

Erich Bauman Olivia Brown Mike Dammann*

Lily He Barbara Heyl*

John Lally (C. Morris*)

Lance Lipscomb*

Scott Meece* Paul Nicolson* Tom Paul*

Jürgen Vogt Steve Wilkin

From:

Mike Lee*

Rob Gorman* Jörg Dietz*

Subject

Optics Intellectual Property Steering Committee

Fourth Quarter Meeting - December 8, 1999

Summary

Attached is a summary of the December 1999 IPSC meeting.

Attachment

c: Glen Bradley Kim Brazzell Peter Herbrechtsmeier Anneliese Hassenbürger* Stuart Heap Bernd Liphardt Robin Terrell

*Denotes attendees.

Next Meeting: March 8, 2000 9:00 a.m. - 12:00 noon International Video Conference Room - JCA - 4N

1) NEW ACTION ITEMS

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	if product is still in use.	

III. LITIGATION / OPPOSITION ISSUES

# No	Title	
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6		filed.

IV. MAINTENANCE ISSUES

V. FOREIGN FILING DECISIONS

Case No.	Project/Product	Filing List	Reasoning
CL/V-30880/CGV2112		CV/D	Oxacon / Dangling chains
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VI. PCT NATIONAL PHASE ENTRY DECISIONS

Case No.	Project/Product	Entry Decision	Reasoning
CL		Decision	
CL			_

VII. EP VALIDATION DECISIONS

Case No.	Project/Product	Validate in EP?	Reasoning
CL/V-		yes, all	n
	. ,	countries	<u> </u>

VIII. MAINTENANCE DECISIONS (Entscheidlisten)

Basel Case No.	CIBA Vision No.	12/99 Decision		· · · · · · · · · · · · · · · · · · ·	 	
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NOTE:

2000 IPSC OPTICS

March 8, 2000 June 14, 2000 September 6, 2000 December 6, 2000 9:00 - 12:00 noon JCA - 4N - International Video Conference Room

richard.gearhart@cibavision:novartis.com phone 678-415-3650 fax 678-415-3068

General Patent Counsel Legal Department 11460 Johns Creek Parkway Duluth, Georgia 30097

Date:

April 17, 2001

To:

Erich Bauman Olivia Brown Barbara Heyl* Antoinette Lachat

John Lally*

Karen Lindley*

From:

Jörg Dietz*

Richard Gearhart* Rob Gorman*

Subject:

Optics Intellectual Property Steering Committee

Lance Lipscomb*

Scott Meece*

Paul Nicolson

Jűrgen Vogt*

Tom Paul

First Quarter Meeting - March 7, 2001

Summary

Attached is a summary of the March 7, 2001 IPSC meeting.

Attachments

c: Glen Bradley Stuart Heap Peter Herbrechtsmeier Robin Terrell

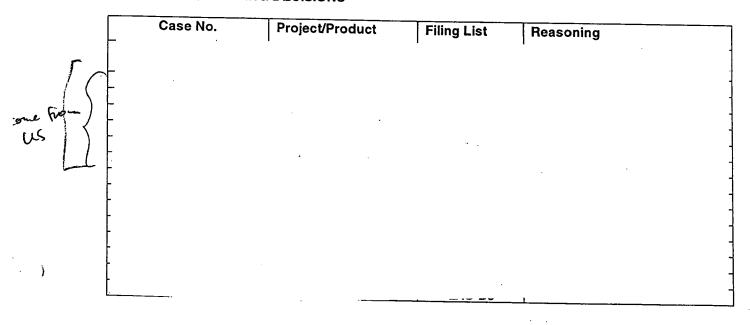
Denotes attendees.

Remaining 2001 IPSC Meetings: June 6; September 5; December 5

I. ACTION ITEMS FROM MARCH MEETING

ACTION:ITEM COMPLETE: COMPLETE:	RESPONSIBLE PARTY/PARTIES
1. December 1. December 1. December 1. December 1.	J. Lally
<u>C</u>	·
to	R. Gearhart
3. Seria Lance Lipscomb the Specification of CV 150, for review.	R. Gearhart

II. FOREIGN FILING DECISIONS



III. PCT NATIONAL PHASE ENTRY DECISIONS

Case No.	Project/Product	Entry Decision	Reasoning
CL/V-30		LNS-10	
CL/V-30	67	LNS-Man + ID	
CL/V-30		LNS-10 + IE	
CL/V-30i		LNS-B6	
CL/V-30880		LNS-B6	
CL/V-30		LNS-Manu	
SU/V-31		SUV-14	
SUV-318		SUV-35	
WJ - 765		LNS 10	
WJ - 76!			See action item

IV. EP VALIDATION DECISIONS

Case No.	Project/Product	Entry Decision	Reasoning
CL/V-2C			·
CL/V-19		3	
CL/V-30		s	

DECISION LIST

VII. MAINTENANCE DECISIONS (Entscheidlisten)

Basel Case No.		IPSC		
	CIBA Vision No.	Decision 3/01	Reason	
CL/V- 161			Neason	—
CL/V 162				
CL/V- 168				
CL/V 173				
CL/V- 178				
CL/V 184				
CL/V- 188			· · · · · · · · · · · · · · · · · · ·	
CL/V 193				
CL/V 194				
CL/V- 197				
CL/V 197				
CL/V- 201		•		——
CL/V 202				
CL/V 202		•		
CL/V- 202				
CL/V 202				
CL/V- 202				
CL/V 206				
CL/V 206				
CL/V- 206				
CL/V 206				
CL/V- 210				
CL/V 210				
CL/V- 211				
CL/V 211			-	
CL/V- 301				
CL/V 301			·	
CL/V- 301				
CL/V 301				
CL/V- 302				
CL/V 303				
CL/V- 303				
CL/V 307				
CL/V- 307				
CL/V 307i				
CL/V- 311;		•		
CL/V 311		•		-

Basel Case No.		IPSC	•	
	CIBA Vision No.	Decision 3/01	Reason	
CL/V- 31				
CL/V 31				
CL/V- 31;	_			
CL/V 31	·			
CL/V- 31				
CL/V 31:		<u> </u>		
CL/V- 312	_			
CL/V 312	_			
LP/V- 15!	_	M - All	G	
LP/V- 16	_	M - All	С	θ.
LP/V- 17(<u>.</u>	M - All	1	
LP/V- 17(M - CV/B	E	
LP/V- 17;	_	M - US		
LP/V- 178	<u> </u>		1.	
LP/V- 178	<u> </u>	M - US	<u>l.</u>	
LP/V- 202	· ·	M - All	<u> </u>	Lookin US.
LP/V- 306		<u> </u>	1	<u></u>
SU/V- 197	. <u>-</u>	M - All	1	Sieras)
SU/V- 211	_	M - CV/B	1	
SU/V- 301	_	M = Ali		
SU/V- 31	-	M - All	<u></u>	

CIBA Vision. A Novartis Company

Date:

July 19, 2001

To:

Erich Bauman Barbara Heyl Antoinette Lachat

John Lally* Karen Lindley* Roger Lopez* Scott Meece

Lance Lipscomb Tom Paul Jürgen Vogt* General Patent Counsel Legal Department 11460 Johns Creek Párkway Duluth, Georgia 30097 richard.gearhart@cibavision.novartis.com phone 678-415-3650 fax 678-415-3068

From:

Jörg Dietz*

Richard Gearhart*
Rob Gorman*
Jian Zhou*

Subject:

Optics Intellectual Property Steering Committee

Second Quarter Meeting - June 6, 2001

Summary

Attached is a summary of the June 6, 2001 IPSC meeting.

Attachments

c: Glen Bradley Stuart Heap Peter Herbrechtsmeier Robin Terrell

* Denotes attendees.

Remaining 2001 IPSC Meetings: September 5; December 5

ACTION ITEMS FROM JUNE MEETING

			RESPONSIBLE
ACTION ITEM	DUEDATE	COMPLETE	PARTY/PARTIES
1.: a			Gearhart
	J.		
	b;		Dietz
2. de	-		P. Nicolson
3.	-		J. Dietz
4.			J. Dietz
5			R. Gearhart
6			R. Gearhart
7	1 .		R. Gearhart
8			R. Gearhart
9			J. Dietz
1			P. Nicolson
			R. Gearhart
			R. Gearhart
			R. Gearhart/J. Dietz
			R. Gearhart/J. Dietz
			R. Gorman

II. FOREIGN FILING DECISIONS

Case No.	Project/Product	Filing List	Reasoning
CL/V-31		LNS B6	See action item.
CL/V-31		LCP14	See action item.
LP/V-31		LCP 36	·
LP/V-31		LCP14	See action item.
CL/V-31 ¹		CLR 11	See action item.
CL/V-31	·	LNS 10	-
CL/V-31		I NS Manu	

LP/V-31		
I LF/V-J'	LCP 36	

III. PCT NATIONAL PHASE ENTRY DECISIONS

Ca	se No.		Project/Product	Entry Decision	Reasoning
CL/V-317	` <u>VE</u> .'	7		CLR 18	See action item.
SU/V-30			Artificial Cornea	SUR B6	See action item.
CL/V-31(:VEt /			LNS Manu	
CL/V-31	_	_		LNS B6	
CL/V-31	1			LNS 10	
CL/V-31			*	LNS B6	

IV. EP VALIDATION DECISIONS

	se No.		Project/Product	Entry Decision	Reasoning
CL/V-30	Se.	َ0ر		LNS23+IE	See action item.
CL/V-19	٤		·	LNS B6	
CL/V-21				LNS 10	
CL/V-20				LNS B6	

DECISION LIST

VII. MAINTENANCE DECISIONS (Entscheidlisten)

Basel Case No.		IPSC	
· · · · · · · · · · · · · · · · · · ·	CIBA Vision No.	Decision 6/01	Reason
CL/V- 16:	1	M - LNS B6	
CL/V 16		M - LNS B6	
CL/V- 16	CGV	M - LNS B6	
CL/V 16	CGV	ABD or LNSB6	See action item.
CL/V- 17	CGV	M - LNS B6	See action item.
CL/V 17	CGV	ABD	
CL/V- 17	CGV	ABD	
CL/V 17	CGV	R - LNS B6	See action item.
CL/V 17	CGV	M-LNSB6	
CL/V- 17	CGV	M-US	
CL/V 17	CVE	M - LNS B6	
CL/V- 17	CVE	M - LNS B6	See action item.
CL/V 17	CVE	M - LNS Manu	
CL/V 18	CVE	M - US	
CL/V- 18	CVE	M - LNS B6 + NL	

D 10 11		·	T
Basel Case No.	OID A Visis	IPSC	
010/ 4033	CIBA Vision		Reason
CL/V 18 ***	CGV 150		
CL/V- 19	CVE **	ABD	See action item.
CL/V 19	CGV 19	M - LNS B6	
CL/V 19		M - LNS B6	
CL/V- 19	CVE .	M - ALL	
CL/V 20	CVE 📜	M - ALL	
CL/V- 20		M - LNS B6	Backup for DAILIES.
CL/V 20		M - LNS B6	
CL/V- 20		M - ALL	
CL/V 20		M - ALL	<u> </u>
CL/V- 20		M - ALL	
CL/V 20		M-ALL	
CL/V- 20	CGV 🚒		
CL/V 21	CVE 98	R - LNS 23 + IE	
CL/V- 21	CVE 5	M - LNS Manu	
CL/V 21		M - CV/D	
CL/V- 21		M - LNS B6	
CL/V 21	CGV 1	M - ALL	
CL/V- 30	CGV 19	9 R - LNS 23	
CL/V 30		M	
CL/V- 30	CVE 5	M - EP/US	
CL/V 30			Will discuss at next IPSC meeting.
CL/V- 30:	Γ	M - ALL	
CL/V 30880	CGV 2dd	2	Discuss at June 2002 meeting.
CL/V- 31			Discuss at June 2002 meeting.
CL/V 31			Discuss at June 2002 meeting.
CL/V- 31			Discuss at June 2002 meeting.
CL/V- 31			Discuss at June 2002 meeting.
CL/V- 31			Discuss at June 2002 meeting.
CL/V- 31		· · · · · · · · · · · · · · · · · · ·	Discuss at June 2002 meeting.
CL/V- 31	<u>-</u>		Discuss at June 2002 meeting.
CL/V- 31	WEJ •		Discuss at June 2002 meeting.
CL/V- 31	WEJ 756		Discuss at June 2002 meeting.
CL/V 31	WEJ 020		Discuss at June 2002 meeting.
CL/V- 31	WEJ 11	<u> </u>	Discuss at June 2002 meeting.
CL/V 31	WEJ		Discuss at June 2002 meeting.
CL/V- 31	WEJ 400	*	Discuss at June 2002 meeting.
1	WEJ 45		Discuss at June 2002 meeting.
CL/V- 31			
CL/V- 31	WEJ 45	<u> </u>	Discuss at June 2002 meeting.
	WEJ 455		Discuss at June 2002 meeting. Discuss at June 2002 meeting.
CL/V- 31		n	
CL/V- 31	WEJ	n	Discuss at June 2002 meeting.
CL/V- 31 CL/V- 31 CL/V- 31	WEJ CM		Discuss at June 2002 meeting. Discuss at June 2002 meeting.

Basel Case No.		IPSC	
	CIBA Vision No.	Decision 6/01	Reason
CL/V-	WEJ		Discuss at June 2002 meeting.
CLV-	WEJ		Discuss at June 2002 meeting.
CLV-	WEJ (Discuss at June 2002 meeting.
CL/V-	WEJ (Discuss at June 2002 meeting.
CL/V- 34	WEJ 1		Discuss at June 2002 meeting.
CL/V-	: 		Discuss at June 2002 meeting.
CL/V-			Discuss at June 2002 meeting.
CL/V- 24			Discuss at June 2002 meeting.
CL/V- 24			Discuss at June 2002 meeting.
CLV-	-		Discuss at June 2002 meeting.
CL/V-			Discuss at June 2002 meeting.
LP/V	CVE 📂	M- ALL	
LP/V- 46	CGV 1	M- LCPB6	
LP/V-	CGV 🚣	M - ALL	· .
LP/V- 20	CGV Que	M - US	
LP/V-			Discuss at June 2002 meeting.
SU/V- 💒			Discuss at June 2002 meeting.
SU/V-	MEC 4	M - ALL	
SU/V- 💥			Discuss at June 2002 meeting.
SU/V-			Discuss at June 2002 meeting.
SU/V-		R - SUR 14	See action item.
SU/V-			Discuss at June 2002 meeting.
SU/V- 🕶			Discuss at June 2002 meeting.

Foreign Filing Standard Country Lists for the LCP BUSINESS (And PROPOSED list for the SURGICAL BUSINESS,

	LCP und SUR Lists: Countries US: United States *	LCP: B(6)	LCP: 14	LCP: 36		SUR B(6)	SUR 14	SUR 36
ŀ	US: United States *	yes	yes	yes		yes	yes	yes
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^{*} designates: country can be designated in a PCT patent application as of March 2001

Foreign Filing Standard Country Lists for the LENS BUSINESS

(The WJ lists are PROPOSED only presently; "WJ" means in particular: for tinted lenses)

LNS Lists:	LNS:	LNS:	LNS:	LNS:	WJ	MJ	MJ
Countries	Manu	B(6)	10	23	11	18	24
US: United States *	yes	yes	yes	yes	yes	yes	yes
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^{*} designates: country can be designated in a PCT patent application as of March 2001 06/01/01

CONFIDENTIAL

Date:

September 19, 2001

To:

Erich Bauman* Roger Lopez* Barbara Heyl Antoinette Lachat*

John Lally Karen Lindley Lance Lipscomb Scott Meece* Paul Nicolson Tom Paul* Jűrgen Vogt* Jörg Dietz

General Patent Counsel Legal Department 11460 Johns Creek Parkway Duluth, Georgia 30097 richard.geamant@cibavision.novartis.com phone 678-415-3650 fax 678-415-3068

From:

Richard Gearhart Rob Gorman

Jian Zhou

Subject:

Optics Intellectual Property Steering Committee Minutes

Third Quarter Meeting - September 5, 2001

9:00 a.m. - 12:00 noon - JCA - International Video Conference Room

Summan

Attached is an outline of the topics discussed at the September 5th IPSC meeting. Please review decisions and note new action items required prior to the next IPSC meeting to be held on December 5th. The meeting will be held in the International Video Conference Room (JCA-4N) and a Basle location.

Attachments

c: Glen Bradley Stuart Heap Peter Herbrechtsmeier Robin Terrell Roland Carlen

Members Absent*

CONFIDENTIAL

INTELLECTUAL PROPERTY STEERING COMMITTEE

SCHEDULE FOR MEETING 9:00 a.m. - 12:00p.m.

- I. OPEN ISSUES FROM JUNE MEETING
- II. ALL TRADEMARK ISSUES
- III. MAINTENANCE ISSUES
- IV. CURRENT PREPARATION AND PROSECUTION ISSUES
- V. LITIGATION & OPPOSITION ISSUES
- VI. OPINIONS & ADVICE
- VII. BUSINESS DEVELOPMENT & LICENSING

ATTACHMENTS

Attachment A - Entscheidlisten (Decision List) (has been sent under separate cover)

I. <u>NEW ACTION ITEMS FROM SEPTEMBER 2001 MEETING MINUTES</u>

ACTION ITEM	DUE DATE	COMPLETED	RESPONSIBLE PARTY/PARTIES
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II. ACTION ITEMS COMPLETED FROM SEPTEMBER 2001 MEETING MINUTES

"ACTIONITEM"	DUEDATE COMPLETED	RESPONSIBLE:
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6. ¢	<u></u>	R.' Gearhart
7. 0		R. Gearhart
8. (J. Dietz
9.		P. Nicolson
10.		R. Gearhart
12.		R. Gearhart
13. CL/V-30880 - PCT Candidate.	LNSB6 (+	R. Gearhart/J. Dietz R. Gearhart/J. Dietz
14.	Indonesia)	R. Gorman

III. ALL TRADEMARK ISSUES (No Update Provided)

IVI. MAINTENANCE ISSUES

- A. Entscheidlisten (Decision List) Was sent previously.
- B. WJ supplemental US list

V. CURRENT PREPARATION / PROSECUTION ISSUES

A. U.S. PREPARATION & PROSECUTION

- 1. Preparation Prioritization PRC Update RIG
- 2. Recently Filed: Information Only (See Section I Filing Status Report).
- 3. Recently issued patents: Information Only

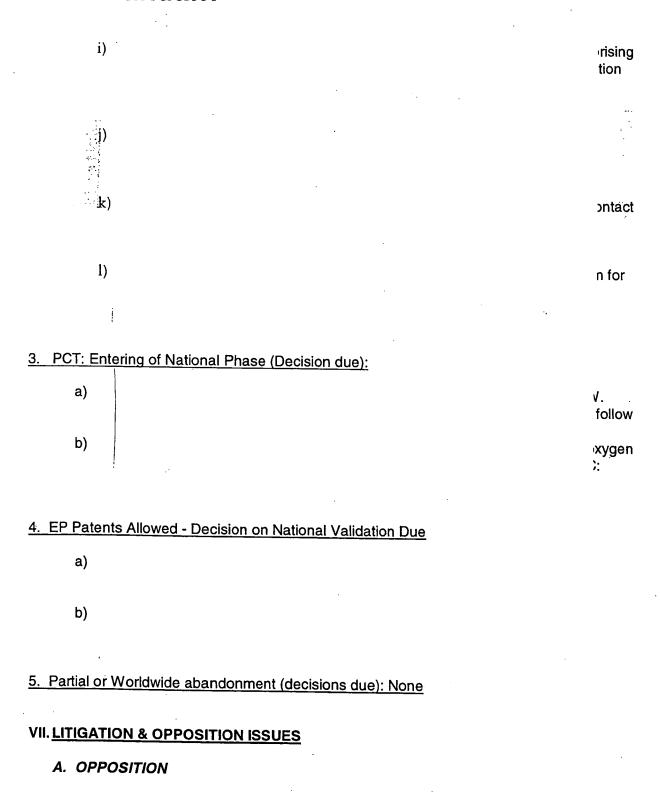
Patent No.	Date	Case	Inventor	Title
6,271, 233 B1	August 7, 2001	OP/V- 30610/A/CGV 2024	Brazzell et al.	Method for Treating Ocular Neovascular Diseases
6, 271, 332 B1	August 7, 2001	CL/V- 20677A/PCT	Lohmann et al.	Polyurethanes Made from olysiloxane/Polyol Macromers
6, 265, 509 B1	July 24, 2001	CL/V- 20319/A/PCT /DIV	Muller Beat	Crosslinked Polymers
6, 259, 518 B1	July 10, 2001	CL/V- 30611A/CGV 2027	Russell et al.	Wetcell Device For Inspection
6,255, 360 B1	July 3, 2001	SU/V- 30898A/CVA	Domschke et al.	Process for the Manufacture of Moldings
6,221, 303 B1	April 24, 2001	CL/V- 21235/A/PCT	Steinmann	Ophthalmic Mouldings
6, 225, 367 B1	May 1, 2001	SU/V- 30635A/ERT 15	Chaouk et al.	Polymers

B. NON-U.S. PREPARATION & PROSECUTION

1.

2.

d



roceedings before the EPO in September.

B. PENDING LITIGATION

1)

- 1. CIBA Vision as a party
 - a)
 - b)
- C. QUESTION OF INFRINGEMENT
- VIII. OPINIONS & ADVICE
- IX. BUSINESS DEVELOPMENT & LICENSING
- XI. <u>MISCELLANEOUS</u>

Remaining 2001 IPSC Meeting December 5, 2001

<u>DECISION LIST</u> SEPTEMBER 5th Meeting

Attachment:

MAINTENANCE DECISIONS (Entscheidlisten)

Basel Case No.	CIBA Vision No.	IPSC Decision 9/05	Réason			
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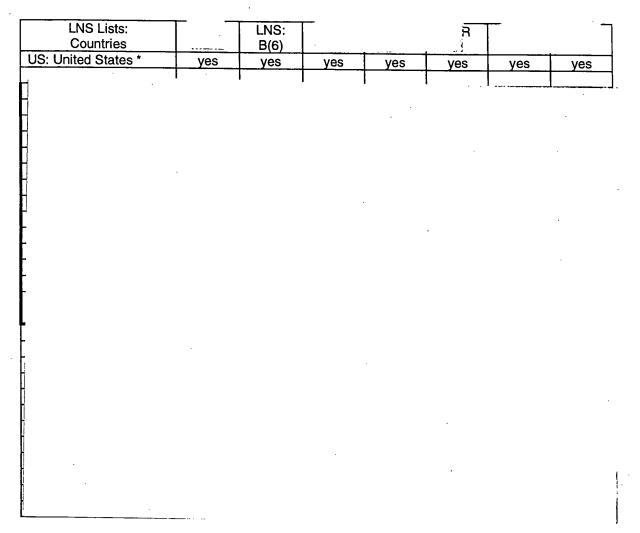
Basel Case		IPSC	* * * * * * * * * * * * * * * * * * * *		
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Foreign Filing Standard Country Lists for the LCP BUSINESS
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Countries US: United States *	B(6)	- 14	36	, ; 	B(6)	١	
US: United States *	yes	yes	yes		yes	yes	yes
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^{*} designates: country can be designated in a PCT patent application as of March 2001

Foreign Filing Standard Country Lists for the LENS BUSINESS



^{*} designates: country can be designated in a PCT patent application as of March 2001 06/01/01

Minutes

A Novartis Company

Confidential

Date:

July 5, 2002

To:

Rafael Andino Sheila Bodmer Scott Hampton Barbara Heyl*

John Lally*

Karen Lindley*

Lance Lipscomb* Roger Lopez

Scott Meece Michael Quinn* Jűrgen Vogt*

Daniel White

From:

Jörg Dietz* Richard Gearhart

Rob Gorman*

Bernd Liphardt* Robert Mueller*

Jian Zhou*

Subject:

CIBA Vision Intellectual Property Steering Committee Second Quarter Meeting – June 5, 2002 Summary

Attached is a summary of the June 5, 2002 IPSC meeting. Further meeting dates for 2002 are:

> September 4, 2002 December 4, 2002

Attachments

(SEC members will obtain a summarized version)

* Denotes attendees.

Minutes

Confidential

I. ACTION ITEMS FROM JUNE MEETING

	CTION ITEM DUE DATE COMP RESPON	ISIBLE PARTIES
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Minutes

Confidential

II. FOREIGN FILING DECISIONS

	Case No.	Project	Filing List	Reasoning
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III. PCT NATIONAL PHASE ENTRY DECISIONS

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IV. <u>EP VALIDATION DECISIONS</u>

Case No.	Project/Product	Entry Decision	Reasoning
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Minutes

Confidential

V. PARTIAL OR WORLDWIDE ABANDONMENT

5.1. SU/V-Decision

Steele et al.)

Bione CSIRO

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VI. MAINTENANCE DECISIONS (Entscheidlisten)

Case No.	IPSC Decision 03/2002	Reason
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CL/V-30880/CGV 2112	M - LNS B6	

Minutes

Confidential

Foreign Filing Standard Country Lists for *

żS

Countries **B6** B6 US: United States * yes yes yes yes

^{*} designates: country can be designated in a PCT patent application as of January 2002

Minutes

Confidential

Foreign Filing Standard Country Lists for the LENS BUSINESS

(The CLR lists are applicable in particular for COLOURED lens cases)

LNS Lists: Countries		LNS: B6		·			67
US: United States *	yes	yes	ves	ves	ves	ves	ves

Minutes

A Novartis Company

Date:

June 30, 2003

To:

Rafael Andino* **Scott Meece** Sheila Bodmer Tom Paul Barbara Heyl* Michael Quinn* John Lally Ming Tai Karen Lindley* Jürgen Vogt* Lance Lipscomb* **Daniel White** Roger Lopez Mary Leheny

From:

Richard Ross* Laura Fe*

Richard Gearhart*

Rob Gorman*

Bernd Liphardt Robert Mueller*

Jian Zhou*

Subject:

CIBA Vision Intellectual Property Steering Committee Second Quarter Meeting – June 4, 2003

Summary

Attached is a summary of the June 4, 2003 IPSC meeting. Quarterly meeting dates for 2003 are:

> September 3, 2003 December 3, 2003

Attachments

^{*} Denotes attendees.

Minutes

I. ACTION ITEMS FROM JUNE MEETING

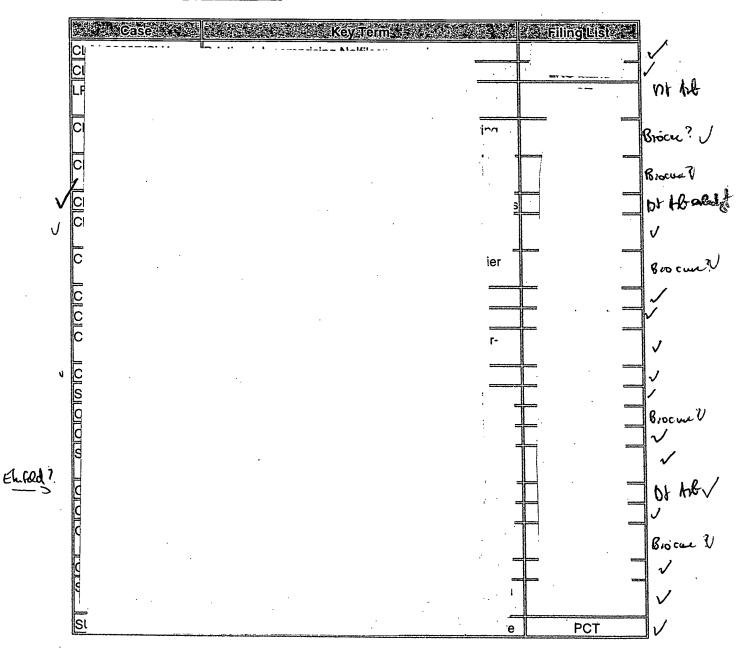
ACTION	VIITEM	ADUE DATE:	COMPLETED	RESPONSIBLE PARTY/PARTIES
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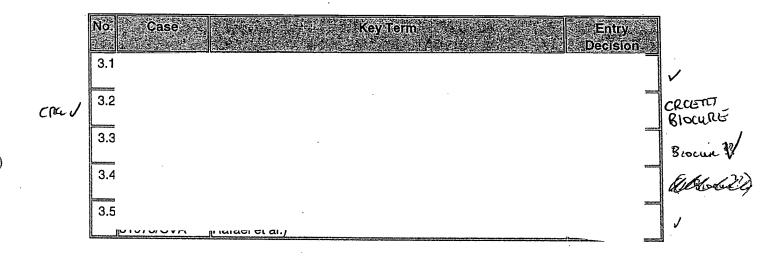
Minutes

II. FOREIGN FILING DECISIONS

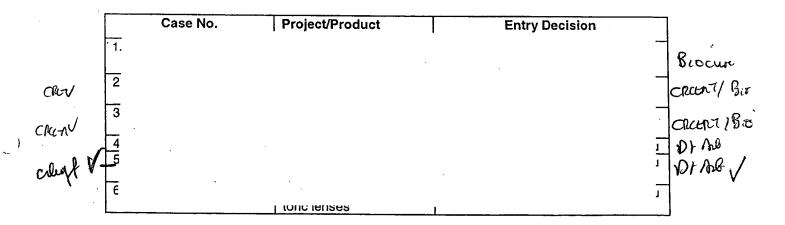


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III. PCT NATIONAL PHASE ENTRY DECISIONS



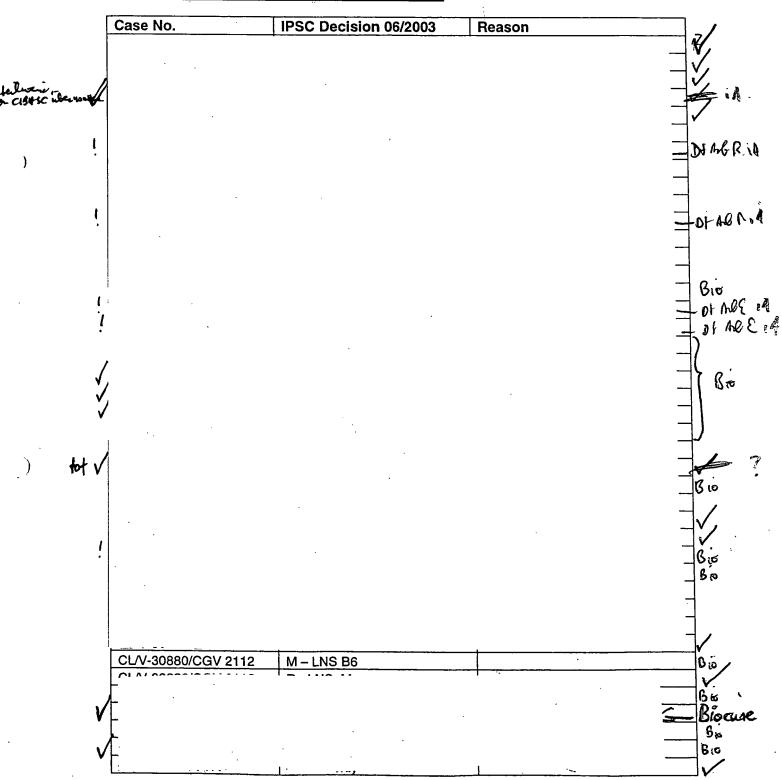
IV. <u>EP VALIDATION DECISIONS</u>



V. <u>Partial or Worldwide abandonment (decisions due):</u>

Minutes

VI. MAINTENANCE DECISIONS (Entscheidlisten)



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Foreign Filing Standard Country Lists

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Countries US: United States *	B(6) yes	yes	yes	 	B(6)	1/00	1100
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^{*} designates: country can be designated in a PCT patent application as of August 2002

Minutes

Foreign Filing Standard Country Lists for the LENS BUSINESS

(The CLR lists are applicable in particular for COLOURED lens cases)

	LNS:	<u> </u>				
Tives		Ves	VAS	VAS	1/05	yes
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^{*} designates: country can be designated in a PCT patent application as of August 2002

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Memorandum

Minutes

Date:

June 21, 2004

To:

Rafael Andino* Frans Mahieu John McNally Kristina Meier* Karen Lindley* Greg White* Lance Lipscomb*
Michael Quinn
John Lally*
Jürgen Vogt*
Peter Hagmann
MK Raheja

CIBA VISION. A Novartis Company

From:

Rob Gorman*
Jian Zhou*
Karen Borrelli*

Bernd Liphardt Robert Karl Mueller*

Laura Fe

Jennifer China*

Jocelyne Straumann* (Minutes)

Subject:

CIBA Vision Intellectual Property Steering Committee Second Quarter Meeting – June 2, 2004

Summary

Attached is a summary of the June 2, 2004 IPSC meeting. Quarterly meeting dates for 2004 are:

September 1st, 2004 December 1st, 2004

Attachments

^{*} Denotes attendees

Minutes

- I. Trademarks Update Kristina Meier
- II. March 2004 IPSC ACTION ITEMS DISCUSSED

A Section 1	CHON HEM	RU	SUBTRACTOR	200 K/A
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March 2004 IPSC Meeting: Maintenance decisions on LP/V-Cases

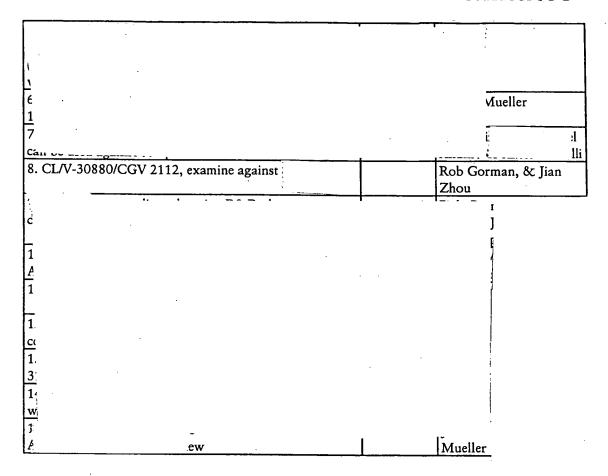
(By Karen Lindley, June 4, 2004)

Case	Present Level of maintenance	Decision	Remarks
	' <u>-</u>	-	

III. Open Issues from JUNE 2004 Meeting

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ACTION ITEM	DATE	RESPONSIBLE PARTEY/PAR	E THES
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Minutes

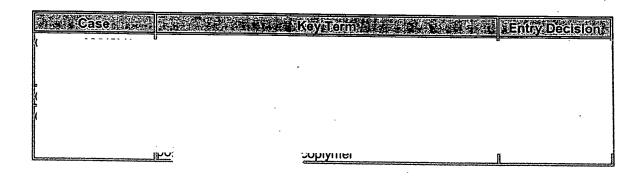


IV. FOREIGN FILING DECISIONS

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Minutes

V. PCT: Entering NATIONAL PHASE



VI. <u>EP VALIDATION DECISIONS</u>

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For Case #4 ##	Keyalerm Land	Entry Decision -
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01.4/ 00000/00// 2000	Augundana Ovacon Synthesis	Action item 5
CL/V-30880/CGV 2112	Amphiphilic block copolymers comprising dangling	LNS B6 (FR, DE,
	chains	GB, IT)
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VII. Partial or Worldwide abandonment (decisions due):

CL/V-317

Decision : ABD

Minutes

VIII. MAINTENANCE DECISIONS (Entscheidlisten)

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CL/V-30880/CGV 2112	M – LNS B6	Action Item 8 (Jian Zhou)
		(Classical)
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Memorandum Minutes

Minutes

Foreign Filing Standard Country Lists for the LCP BUSINESS and the SURGICAL BUSINESS

LCP und SUR Lists: Countries US: United States *	LCP: B(6)				SUR B(6)		ð
US: United States *	yes	yes	yes		yes	yes	yes
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^{*} designates: country can be designated in a PCT patent application as of August 2002

Minutes

Foreign Filing Standard Country Lists for the LENS BUSINESS

(The CLR lists are applicable in particular for COLOURED lens cases)

	LNS Lists: Countries		LNS: B(6)				;	
	US: United States *	yes	yes	yes	yes	yes	yes	yes
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^{*} designates: country can be designated in a PCT patent application as of August 2002

Minutes



Date:

September 15, 2004

To:

Rafael Andino*

Walter Bassett* John McNally

Kristina Meier Karen Lindley Greg White

Michael Quinn*

Lance Lipscomb*

Frans Mahieu John Lally*

Jürgen Vogt* Peter Hagmann MK Raheja*

From:

)

Rob Gorman*

Jian Zhou*

Karen Borrelli*

Bernd Liphardt

Robert Mueller*

Laura Fe*

Sara Carter* Jennifer China

Jocelyne Straumann* (Minutes)

Subject: CIBA Vision Intellectual Property Steering Committee

Third Quarter Meeting - September 1, 2004

Summary

Attached is a summary of the September 1, 2004 IPSC meeting. Next meeting date is:

December 1, 2004

Attachments

^{*} Denotes attendees

Minutes

I. Trademarks

II. June 2004 IPSC ACTION ITEMS DISCUSSED

ACTIONITIEM:	RESULT
	·
8. CL/V-30880/CGV 2112, examine against .	
, One-mino against 1	

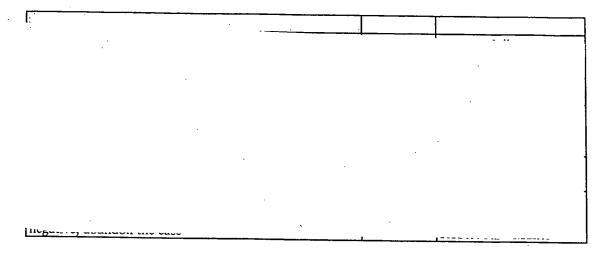
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III. Open issues from September 2004 Meeting

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4. CL/V-30880/CGV 2112, examine against Don't think it is relevant.	,	Rob Gorma Zhou	n, & Jian	ı

Minutes



IV. Litigation Issues

Updates on litigation / opposition as appropriate

- V. Maintenance issues
- VI. Foreign Filings Decisions



VII. PCT: Entering of national Phase (decisions due):

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Minutes

EP Patents allowed (decisions due): VII.

Case Page 19	Zerena Keppemera angkarasa	2 En	try Decisions
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VII.

- tentatively decided) Decision: Abd.
- b. Diagnostic Lens Portfolio, 19 patent families

List of Diagnostic Patent Applications (August 2004)

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Memorandum **Minutes**

VIII. MAINTENANCE DECISIONS (Entscheidlisten)

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Minutes

Foreign Filing Standard Country Lists for the LCP BUSINESS (as of June 10, 2004)

LCP Lists:	CV-B6	CV-7		
Countries		·		
US: United States *	yes	yes	ves	ves
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^{*} designates: country can be designated in a PCT patent application as of August 2004

Minutes

Foreign Filing Standard Country Lists for the LENS BUSINESS (as of June 10, 2004) (The CLR lists are applicable in particular for COLOURED lens cases)

LNS Lists:		CV-B6	CV-7	LNS:	LNS:			R
Countries	نا			10.	23			
US: United States*	yes	yes	yes	yes	yes	yes	yes	yes
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^{*}designates: country can be designated in a PCT patent application as of August 2004

Minutes



Date:

December 16, 2004

To:

Rafael Andino* Lance Lipscomb* Walt Bassett Frans Mahieu John Lally* John McNally* Kristina Meier Jürgen Vogt* Karen Lindley* Remis Bistras* Angelika Domschke* Peter Hagmann

MK Raheja*

Michael Quinn*

Curt McKenney*

From:

Rob Gorman* Jian Zhou*

Karen Borrelli*

Bernd Liphardt* Robert Karl Mueller*

Laura Fe*

Sara Carter* Jennifer China

Jocelyne Straumann* (Minutes)

Subject: CIBA Vision Intellectual Property Steering Committee Fourth Quarter Meeting - September 1st, 2004 December

Summary

Attached is a summary of the December 1, 2004 IPSC meeting.

Quarterly meeting dates for 2005:

March 2nd, 2005 June 1st, 2005 August 31st, 2005 November 30th, 2005

Attachments

^{*} Denotes attendees

Minutes

I. <u>Trademarks</u>

II. September 2004 IPSC action items discussed

ACTION ITEM	RESULT 1.50
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4. CL/V-30880/CGV 2112, examine against	Done
4. CL/V-30880/CGV 2112, examine against Don't think it is relevant.	
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Minutes

III. Open issues from December 2004 Meeting

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IV. <u>Patent Policy</u>

The revised CIBA Vision Patent Policy was discussed and approved

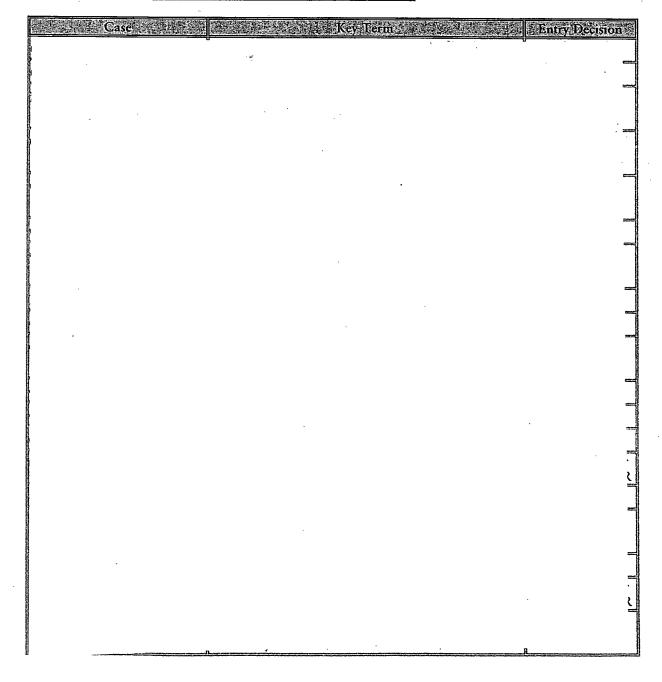
V. <u>Foreign Filing Decisions</u>

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Minutes

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VI. PCT: Entering of National Phase (decisions due):



Minutes

VII. EP Patents allowed (decisions due)



VIII. Further handling of DiLens Patent Applications (Proposal P. Herbrechtsmeier)

A. Licensing out candidates - Maintain until July 2005

Internal Case CL/V	Priority Date	Title/Subject Matter		Status
315		The Control Control	Pending in	more than 30 'orldwide the US (US-P
319				, EP, JP WO 02/087 429
326				T nase: Mar 2005
326				T, National Phase:
328				T, National Phase Jun
328				T, National Phase Jul
328				T, nase: Aug 2005
328				T, hase: Aug 2005
3290				T, National Phase:
L		Birth control method		

Minutes

Internal Case CL/V	Priority Date	Title/Subject Matter		Status
325		1	Danding DOT	National Phase:
33.			<i>:</i>	ational Phase:
33:		•		Jan 2006
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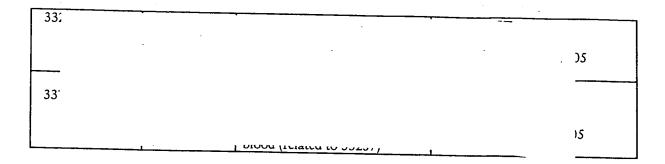
B. Patent families of minor interest - candidates for abandonment

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C. Patent families co-owned with Ehrfeld - offer to Ehrfeld/Bayer

328	•	1:-~ D(~I	•
328			

Minutes



Decision on the further handling of the DiLens Patent Portfolio:

- Include group B patents into the licensing out candidates maintain group A and group B patents until end of July 2005
- It was approved to offer group C patents to Ehrfeld/BAYER

IX. <u>Maintenance Decisions (Entscheidlisten)</u>

Case No.		IPSC Decision 4/2004	Reason
CL/V-171	9	M – JP only	Li de Call El Cont
CL/V-182	7	M - (CV-B6)	S. S. S. S. S. S. S. S. S. S. S. S. S. S
CL/V-195	 -	M – (CV-B6, + AU, CA)	
CL/V-196		R – (CV 7) - CA	
CL/V-19		M – (15 countries)	
CL/V-19		M – All (37 countries)	
CL/V-19	13	M – (LNS Manu)	
CL/V-20		M – All (21 countries)	
CL/V-2(19	M - all (= (CV-7) + IE + ES	
CL/V-2		M - (CV-B6)	
CL/V-2		M - (CV-B6)	
CL/V-2	374	M - (CV-B6,+ IE)	
CL/V-2)	R - (CV-B6)	
CL/V-:	953	M - (CV-B6,+ IE)	
CL/V-	957	M - (CV-B6, + IE)	
CL/V-		M – (CV-B6)	
CL/V-	<u>i0</u>	M – (CV B6)	
CL/V	2027	M – (CV-B6)	
CLV	2039	M - (LNS Manu)	
CLV	2040	M – (LNS Manu)	
CLM	31	M – (LNS Manu)	
CLN		M – (CV-B6)	
CLN		M – US only	
CLV	-	M – (CV-B6)	
CLV		R - (CV-7)	
CLY		M – (CV-B6)	

Minutes

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CL/V-	M - (CV-7)	
CL/V-	M - (CV-7)	
CL/V-	M - (CV-B6)	
CL/V-	M - (CV-7)	
CL/V-	M - (CV-7)	
CL/V-	M - (CV-7)	
CL/V-	M – (CV-7)	
CL/V-	M - (CV-B6)	
CL/V-	M – (CV-7)	
CL/V-	R – (CV-B6)	
CL/V-317	ABD	
CL/V-21-	M - all	Action Item
CL/V-	M – ALL (= (CV-7) + AU – IT	Action Item
	- USA	, read them
·CL/V·	Reduce lens design to (CV-7)	
_	Keep process everywhere	
CLV	M – all (= AR, EP, JP, SG, US)	
LP/V	M - All (17 countries)	
LP/V	M - (LCP-B6)	
LP/V-	M - (LCP-B6)	
LP/V	M - (LCP-B6)	.4
LP/V	M - (CV 7) + TW	
LP/V	M - (LCP 36)	
LP/V	M - (CV-7) + TW	
LP/V	M - LCP B6	
SU/V	M – SUR 14	Action Item

Minutes

ANNEX 1 - CV Foreign Filing Standard Country Lists

Country:	LNS List:	CV Manu	CV 7	LNS 23	LCP 36
US: United States*		yes	yes	yes	yes
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^{*}designates: country can be designated in a PCT patent application as of October 2004

11



Confidential Memorandum Minutes May 26, 2005

Date:

June 15, 2005

Subject:

CIBA Vision Intellectual Property Steering Committee

Second Quarter Meeting - May 26th, 2005

Distribution

Andino Rafael* Meier Kristina **Basset Walt** Minno George Bistras Remis* Mueller Robert Karl* Borrelli Karen* Lally John* Carter Sara Lindley Karen* China Jennifer Liphardt Bernd Domschke Angelika* Lipscomb Lance Fe Laura* Raheja MK* Gorman Rob* Quinn Michael Hagmann Peter Vogt Juergen Mahieu Frans Ujak Vanessa (Minutes)* McKenney Curt* Jian Zhou*

Leaend

	cna	
i.	Open Issues from March 2005 Meeting	p.2
II.	New Action Items	p.2
III .	Foreign Filing Decisions	p.2, 3
IV.	PCT: Entering of National Phase	p.3
V.	EP Patents allowed (decisions due)	p.3
VI.	Further handling of DiLens Patent Applications	•
	(Proposal P. Herbrechtsmeier)	p.4, 5
VII.	Maintenance Decisions	p.6, 8
	Annex 1 – CV Foreign Filing Standard Country Lists	p.8

Summary

Attached is a summary of the May 26, 2005 IPSC meeting.

Remaining quarterly meeting dates for 2005:

August 31, 2005 November 30, 2005

^{*} Denotes attendees

I. Open Issues from March 2005 Meeting

Action items Responsible Responsible Result

II. New Action Items

III. Foreign Filing Decisions

≰ Case,	Key Term	
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CLV-		
CL/V-		
CLV- CLV-0-000/00/A		,

🛂 🐧 Case 😘	As Key Term	Filling List
CL/V-S)	017
CL/V-{	•	
CL/V-:	•	
CL/V-:		
CL/V-:		
CL/V-	Contact ichs ucsign to large amplitude translation	} ∪ v- <i>i</i>

IV. PCT: Entering of National Phase:

Case	Key Term	Entry Decision	ä
CL/\(\)			1
CL∕		'á	
CL/V			
CLN		Ë	
CLV		Ę.	92
	et al.)		

V. <u>EP Patents allowed</u>

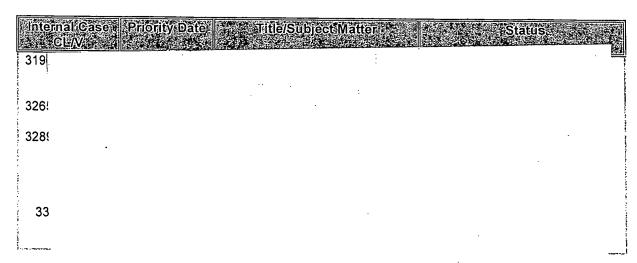
* Case	Key Têrm 2 2 2 2 En	try Decision
CL/V-312 CL/V-313		
		B,IE,IT
LP/V-32(CL/V-32(·	B,IT)
	[Q1. /	IC.

<u>Further Handling of DiLens Patent Applications (Proposal P. Herbrechtsmeier)</u> Group A: Licensing out candidates – **Maintain until July 2005** VI.

6.1.

Internal Gase -CL/V	Priority Date.	Juitle/SübjectiMatter	, A Status	
31552/TEX	100 4 1000		Datast of the could	to CV-7
; ;				nts to Dr.
	•			0
				-P
326				SA
327				
328				JSA ,
				<u>:</u> 005
328				0
			j	2005
329			ŕ)6
329				National
332				Vational
				2006
333				37
336				2006
		•		∋ 2006
338		legistrom blood	PCT Filing: June 20	05

6.2 Group B. Patent families of minor interest – candidates for abandonment (Maintain until July 2005)



VII. <u>Maintenance Decisions (Entscheidlisten)</u>

Case No:	Decision (Reason Action Items
LP/V-	M-(CV-7) - CA	The water conduction of a common of the control of
LP/V-	M – (CV-7) + AU + TW	
LP/V-	M – (CV-7) – CA	
LP/V-	M – LCP 36	
		<u> </u>
CL/V.	M - (CV-7) - CA - US	
CL/V	M – (CV-7) – CA - US	
CL/V	M – US only (tentative decision)	Action item
CL/V	M – (CV-7) – CA	7. tottori itorii
CLN	M – (FR, DE, GB, IT)	
CLN	M – (CV Manu) + JP – ID – SG - MY	
CLN	M – (CV-7) – CA	
CLN	M – (CV-7)	
CL/V-19U/	M – US only	
CL/V-194	M – (CV-7) – CA	
CL/V-197	ABD	
CL/V-197	ABD	
CL/V-198	ABD	
CL/V-198	M - (CV Manu) + JP - ID - SG - MY	
CL/V-203	M – (DE, US)	
CL/V-203	M – (CV-7) – CA	
CLi	M – (CV-7) – CA	:
CL	M – (CV-7) – CA	
CL/	M – (CV-7) – CA	·
·CL/	M – (CV-7) – CA	
CL/	M – (CV-7) – CA	
CL/	M – US	
CL/	M - US	
CL/	M – DE	
CL/	M – (CV-7) – CA	
CLA	M – (CV-7) – CA	
CLA	M - (CV Manu) + JP - ID - SG - MY	
CLA	M - (CV-7) + NO + ES + SE	
CLA	M – (CV-7) – CA	
CLN	M - (CV Manu) + JP - ID - SG - MY	
CLN	M – (CV Manu) – ID – SG - MY	
CL/V	M (CV Manu) + JP - ID - SG - MY	
CL/V-30880/CGV 2112	M – (CV-7) – CA	
CL/V-t	M - (CV Manu) + JP - ID - SG - MY	
CL/V-E	R – (CV-7)	
CL/V-	M - (CV Manu) + JP - ID - SG - MY	ABD AR + TW
· · · · · · · · · · · · · · · · · · ·		(IPSC June 2003)
CL/V-	M - (CV-7) - CA	

Case No.	Decision 22	Reason, Action Item
CLAV-31:	M - (CV Manu) + JP - ID - SG - MY	
CL/V-31:	M - (CV-7) + NO + ES + SE	
CL/V-316	M - (CV-7) + NO + ES + SE	
CL/V-31	M – (GB, JP, MX, US)	
CL/V-31	M - All	
CL/V-31	M – (CV-7) – CA	
CL/V-31	M – All	
CL/V-31	M - (DE + US)	IPSC June 2003:
		R - (DE + US)
CL/V-31	M – (CV-7) – CA	
CL/V-31	M – (CV-7)	
CL/V-31	ABD (tentative decision)	Action Item
CL/V-31	ABD (tentative decision)	Action item
CL/V-31	M - (DE + US)	
CL/V-31	M-US	
CL/V-31	M – US	
CL/V-31	M – US	
CL/V-31	M - US	
CL/V-31	M – (CV-7) – CA	
CL/V-31	M – (CV-7) – CA	
CL/V-31	M – LNS 23	
CL/V-31	M – (CV Manu) + JP – ID – SG – MY	
CL/V-31	M - (CV Manu) + JP - ID - SG - MY	
CL/V-31	M - (CV-7) + NO + ES + SE	
CL/V-31	M – (CV-7)	
CL/V-31	M - (CV Manu) + JP - ID - SG - MY	·
CL/V-32:	M – (AR, EP, US, TW)	
CL/V-322	M – (CV-7)	
CL/V-322	M – (CV-7)	
CL/V-32:	M - (CV Manu) + JP - ID - SG - MY	
CL/V-324	M - (CV Manu) + JP + SG - ID - SG - MY	
CV/V-32L	M – (CV-7)	

ANNEX 1 - CIBA Vision Foreign Filing Standard Country Lists

	LNS List:	CV-Manu	CV-7	LNS-23	LCP-36
Country:					
US: United States*		yes	yes	yes	yes

Minutes of the Second Quarter 2006 IPSC Meeting Confidential



Date:

June 23, 2006

Subject: CIBA Vision Intellectual Property Steering Committee

Second Quarter Meeting - June 2nd, 2006

Distribution

Bassett Walt* Lipscomb Lance* Bielefeldt Florian* Mahieu Frans Bistras Remis* McKenney Curt Borrelli Karen* Meier Kristina Carter Sara* Minno George* Domschke Angelika* Mueller Robert Karl* Gorman Rob* Quinn Michael* Hagmann Peter Raheja MK Heggen Kristin* Vogt Juergen* Lally John* Zhou Jian* Liphardt Bernd*

*) Signifies present at meeting

Legend

I.	Open issues from the March 2006 Meeting	p. 2
II.	New Action Items	p. 3
Ш.	Foreign Filing Decisions	р. 3
IV.	PCT: Entering of National Phase	p. 4
V.	EP Patents allowed	p. 4
VI.	Maintenance Decisions	p. 4-6
VII.	DiLens Patent Applications not transferred to EyeSense AG	p. 7
	ex 1 – CV Foreign Filing Standard Country Lists	n 8

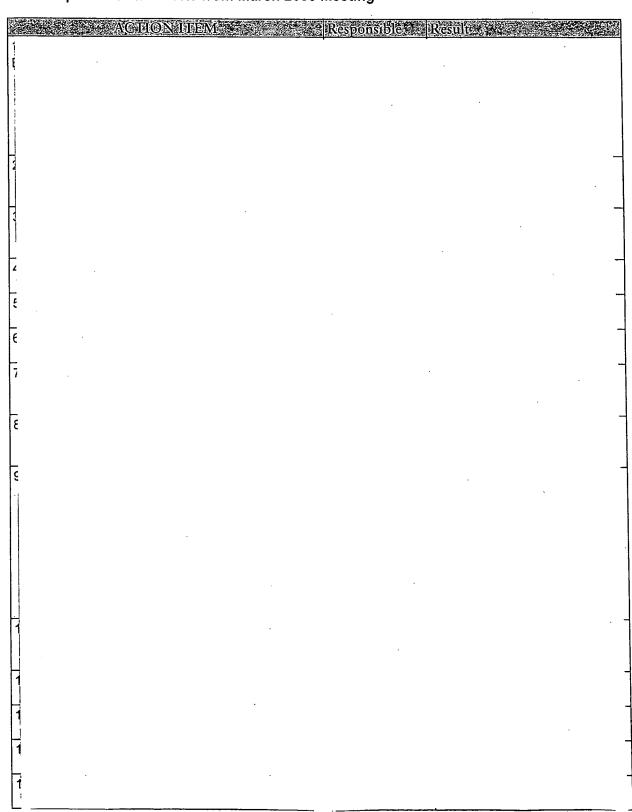
Attached is a summary of the June 2nd 2006 IPSC Meeting.

Remaining IPSC meeting dates 2006:

- Friday, September 1, 2006
- Friday, December 1, 2006

Minutes of the Second Quarter 2006 IPSC Meeting Confidential

I. Open Issues/Results from March 2006 Meeting



Minutes of the Second Quarter 2006 IPSC Meeting Confidential

II: New Action items

Responsibles Rest	lt.
2 1 3	02/2006
1 5.	02/2006
6.	02/2006
7	
8	02/2006

III. <u>Foreign filing Decisions</u>

77 Case Key Term.	(Actual Filings) (Actual Filings)
CL/V-34	lanu
13.10.20	PCT)
LP/V-346	36
16.11.20	PCT, AR, TH,
LP/V-34f	36
16.11.20	PCT, AR, TH,
LP/V-34I	36
16.11.20	PCT, AR, TH,
CL/V-34	lanu
24.11.20	PCT)
CL/V-34 14.12.2	PCT)
17.16.64	FOI)

Minutes of the Second Quarter 2006 IPSC Meeting Confidential

IV. PCT National/Regional Phase Entry Decision

Gase Starts Keysterm // Inventor(s)	fillation pedsion
CL/V-338	on postponed Quarter
	ıg ction Item 1
CL/V-33	on postponed ⊋uarter
	ıg .ction Item 1

V. <u>EP Patents Allowed: Decision on Validation in EPC Contracting States</u>

Case CL/V-324		Key Term / In	ventors (😂 🦠	Validation E	Decision;
CL/V-31§	,				ilmonates
CL/V-31?					
CL/V-322					
CL/V-31!					
		No.		FK, DE, GB, H	

VI. <u>Maintenance Decisions</u>

Provisional Decisions:

In cases for which a "provisional decision" has been taken during an IPSC Meeting, two weeks are provided for reviewing such a "provisional decision". If the responsible IPSC member wants to amend a provisional decision, please inform Rob Gorman (cc. Robert Karl Mueller) accordingly.

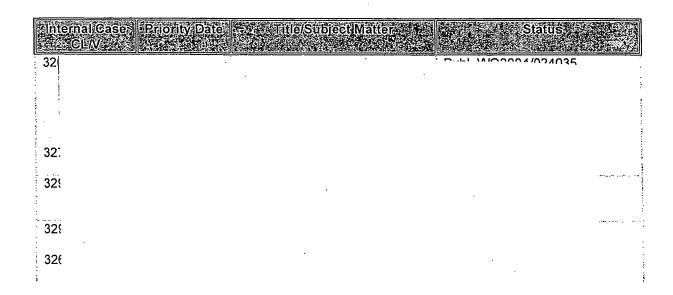
In the absence of instructions for amending a "provisional decision", the provisional decision becomes permanent and any measures for implementation of the decision may be executed.

- Case No.		- A-4	: Decisio	on .	Reason, A	Ction Items
LP/V-168	" · · · · · · · · · · · · · · · · · ·					<u></u>
LP/V-174	•					
LP/V-31:						
LP/V-31				••	•	

	_ 	
CL/V-169		
CL/V-169		
CL/V-174		
CL/V-174!		
CL/V-1793	ABD (provisional decision)	New Action Item No. 2
CL/V-17 ⁻	R to (DE, GB, IE, US) (ABD FR, JP)	
CL/V-18	R to (US only) (provisional decision)	New Action Item No. 3
CL/V-18	M – (CV-7)	
CL/V-19	M – (CV-7, -CA)	
CL/V-19	M – (CV Manu, +FR, +JP, -CN, -ID, -SG,	,
	-MY)	
CL/V-20	M – (DE, US)	
CL/V-20	M – (CV-7, -CA)	
CL/V-20	M – (CV-7, -CA)	
CL/V-20	M – (CV-7, -CA)	
CL/V-20	M – (CV-7, -CA)	
CL/V-20	M – (CV-7, -CA)	
CL/V-20	M – (CV-7, -CA)	·
CL/V-21,	M – (DE only)	
CL/V-21	M – (CV-7, -CA)	
CL/V-21	M – (CV-7, -CA)	
CL/V-21	M – (CV Manu, +FR, +JP, -CN, -ID, -SG,	
-	-MY)	
CL/V-30:	M – (CV-7, +NO, +ES, +SE)	
CL/V-30;	M – (CV-7, -CA)	
CL/V-30-	M – (CV Manu, +FR, +JP, -CN, -ID, -SG,	
	-MY)	ļ
CL/V-30	M – (DE only)	
CL/V-30	M – (CV Manu, +FR, +JP, -CN, -ID, -SG,	
<u> </u>	-MY)	
CL/V-30880/CGV 2112	M – (CV-7, -CA)	
CL/V-308	M - (CV Manu, +FR, +JP, -CN, -ID, -SG,	
	-MY)	·
CL/V-312	M – (CV-7)	
CL/V-31:	M - (CV-7, +AR, +IE, +ES, +SE, +TW)	·
CL/V-31:	M – (CV-7, -CA)	
CL/V-31:	M – (CV-Manu, +JP, -CN, -ID, -SG, -MY)	
CL/V-31:	M - (CV-7, +NO, +ES, +SE)	
CL/V-31f	M - (CV-7, +NO, +ES, +SE)	
CL/V-31	M – (GB, JP, MX, US)	
CL/V-31	M - all	
CL/V-31	M – (CV-7, -CA)	
CL/V-31	M – (AR, BR, CA, MY)	
CL/V-31	R - (US only) (ABD EP) (provisional	New Action Item No. 7
	decision)	
L		

[CLA/24:		T.:
CL/V-31	R – (US only) (ABD EP, JP) (provisional	New Action Item No. 7
CI A / 24	decision)	<u> </u>
CL/V-31	R – (US only) (ABD EP, JP) (provisional	New Action Item No. 7
010/04	decision)	<u> </u>
CL/V-31	ABD (provisional decision)	New Action Item No. 8
CL/V-31	ABD (provisional decision)	New Action Item No. 8
CL/V-31	M – (CV Manu, +FR, +JP, -CN, -ID, -SG,	
	-MY)	
CL/V-31	M – (CV-7, -CA)	
CL/V-31	M – (LNS-23)	
CL/V-31 ¹	M – (CV-Manu, +JP, -CN, -ID, -SG, -MY)	
CL/V-31	M - (CV-Manu, +JP, -CN, -ID, -SG, -MY)	
CL/V-31:	M – (CV-7, +NO)	
CL/V-31!	M – (CV-7)	
CL/V-31!	M (CV-7, -CA)	
CL/V-32;	M – (LNS-23)	
CL/V-32;	M – (CV-7)	
CL/V-32:	M – (CV-7)	
CL/V-32	M – (CV Manu, +FR, +JP, -CN, -ID, -SG,	
<u> </u>	-MY)	*
CL/V-32	M – (CV Manu, +FR, +JP, -CN, -ID, -SG,	
	-MY)	
CL/V-32	M – (CV-7)	
CL/V-32	M – (CV-7)	
CL/V-32	M - (EP, US)	
CL/V-32	M - (EP, US)	
SU/V-31	M – (CV-7, -CA)	Galin
	<u> </u>	

VII. <u>DiLens Patent Applications not transferred to EyeSense AG</u>



ANNEX 1 - CIBA Vision Foreign Filing Standard Country Lists (last revised Nov. 30, 2005)

Country	LNS List:	CV-Manu	CV-7	LNS-23	LCP-36
Country: US: United States*				 	
US. Officed States		<u>yes</u>	yes .	. yes	yes
					yes
≓					yes
- <u>-</u>					yes
4					yes
					yes
					yes
					yes
1					yes
1					yes
-					yes
- -					yes
_					yes
_					yes
_					yes
_					yes
_					<u>y</u> es
	•				yes
					yes
_					yes
_					yes
.					yes
_					yes
_					yęs
<u>.</u>		•			yes
					yes
		•			yes
					yes
					yes
-					yes
F. 					yes
<u>.</u>					yes
' !					yes
					yes
_					
- .					yes
L					yes

 $^{^{\}circ}$ Country can be designated in a PCT patent application as of November 2005

PCT will enter into force for Malaysia on August 16, 2006



Date:

June 21, 2007

Subject: CIBA Vision Intellectual Property Steering Committee

Q1 2007 Meeting - June 7, 2007

Distribution

Aziz Tariq
Bassett Walt*)
Bielefeldt Florian
Brayley Ann
Forman Jeff
Gorman Rob*)
Hagmann Peter
Hu Sheng
Lipscomb Lance
Mallari Pamela*)

Martin Martha*)
McKenney Curt*)
Meece Scott
Minno George
Raheja MK*)
Vogt Juergen*)

Winterton Lynn*) (R.Scott attnded for Lynn)

Zhou Jian*)

*) Signifies present at meeting

Legend

~~9			
1A.	Open	issues from the Q1 2007 IPSC Meeting	p. 2
1B.	New.	Action Items	p. 2-3
2.	Maint	enance Issues	
	2.1	Foreign Filing Decisions	p. 3
	2.2	PCT: Entering of National/Regional Phase	p. 4
	2.3	EP Patents allowed	p. 4
	2.4	Maintenance Decisions	p. 5-6
A	4 /	DV Farsian Filing Observation Country Links	7
Anne	X 1 — (CV Foreign Filing Standard Country Lists	p. /

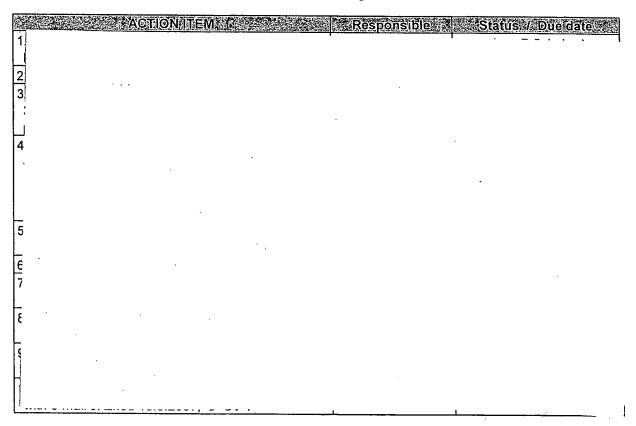
Summary

Attached is a summary of the June 7, 2007 IPSC Meeting.

Further IPSC meeting dates 2007:

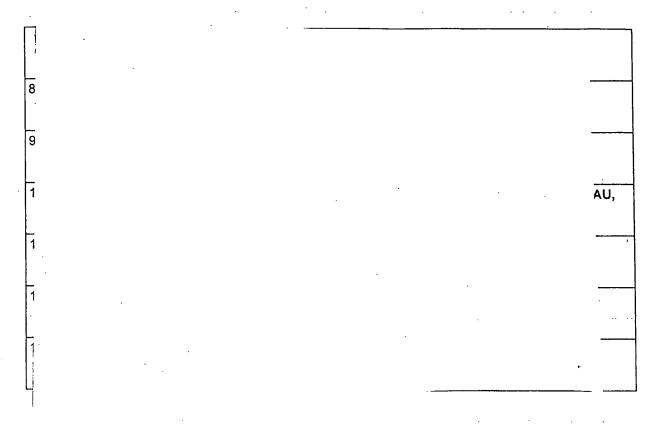
- Thursday, September 6, 2007
- Thursday, December 6, 2007

1A. Open Issues/Results from last IPSC Meeting



1B. New Action Items

ky ek syki swa	CTION ITEM	Responsible	Status // Due date
11			
			•
2			
3			
4			
\ 5			
		·	



2. Maintenance Issues

2.1 Foreign Filings

Case First Filing	Keyword	「Internal Title -/ -/Inventor(s) - 。	Decision
: :		• •	<u> </u>
		•	•
			+
			+
			3
		•	3
			S
			S.

2.2 PCT: Entering of National/Regional Phase

	(Keyword)	1.48.2	Internal Titl	le://:linventor	(s)(2) (c)	Decisi	ion:
341 341						-	
341							
342							
34:							
34							_
34	-1	<u>N i w</u> gmani	ı, G. Lassig, R	k. Blei)	•		

2.3 EP Patents Allowed (Decisions on the Validation of the Patent in EPC Contracting States)

Case. First Filing. Keywo	ord	Internal Title	/ Inventor(s)	Decision⊆
Lens Care				
32{				7
••			, .	
n .				_

Gase First Filing	Keyword	" Inte	rnal Title / li	iventor(s):	Decisio	on.
Contact Lens						2.3 4.404.40
318					· <u>-</u>	
32						
			•			
 32						
	_					

2.4 Maintenance Decisions

Provisional Decisions: 2 weeks are provided for reviewing "provisional decisions". If the responsible IPSC member wants to amend a provisional decision, please inform Rob Gorman (cc: Florian Bielefeldt) accordingly. In the absence of instructions for amending a "provisional decision", the provisional decision becomes final and any measures for implementation of the decision may be executed.

Case: 1/2 Keyword	Decision : Reason
Lens Care	
168 174	
174	U, TW (prov.) tem 10
·	tem 10
313	
317	•

Case	Keyword	Decision	Reason
Con			
169		M – (CV-7, -CA, -US)	
184	e.	M – (CV-7)	
191		M – (CV-7, -CA)	Action Item 11
30880/CGV 2112	Silicone Containing	M – (CV-7, -CA)	
313		M - (CV-7, +NO, +ES, +SE)	
303	_	M - (CV-7, +NO, +ES, +SE)	
313		M – (US only)	
313		M - (CV-7, +AR, +IE, +ES,	
		+SE, +TW)	
313		M – (CV-7, -CA)	
318		M – (CV-7, -CA)	
322		M - (LNS-23)	
322		M – (CV-7)	
203		M - (CV-7, -CA)	
203		M - (CV-7, -CA)	
203:		M – (CV-7, -CA)	
203:		M – (CV-7, -CA)	
203:		M – (CV-7, -CA)	
203:		M – (CV-7, -CA)	
212:		M – (CV-7, -CA)	
212:		M – (CV-7, -CA)	
312		M – (CV-7)	
317	•	M – (US only)	
318		M – (LNS-23)	
174		M – (CV-7, -CA)	
203		R - (US Only)	ABD DE
316		M - (CV-7, +NO, +ES, +SE)	
317		M - (GB, JP, MX, US)	Action Item 12

,

Keyword	Decision	
The Action of th	THE RESIDENCE OF THE PARTY OF T	Reason +
	M – (US only)	
-	M - (US only)	
	M – (CV-7)	
-		
-	M - (DE, GB, IE, US)	
	M – (US only)	
	M – (US, JP, DE, GB, FR, IE)	
	M – (DE only)	
	M – (US, JP, DE, GB, FR, IE)	
	M – (CV-7, -CA)	
	R – (US, JP, DE, GB, IE)	ABD FR
•	R - (US, JP, DE, GB, IE)	ABD FR
	R - (US, JP, DE, GB, IE)	ABD FR
	ABD (Prov)	Action Item 13
•	M - (US, JP, DE, GB, IE)	
	M – (CV-7, +NO)	
•	M – (EP, JP, US)	
1	M – (CV Manu, -MY)	·
	M – (US only)	
	M – (CV-7, -CA)	
	M - (US only)	
	M – (US only)	
	M – (CV-7)	
	M – (CV-7)	
	M – (CV-7)	
	M – (CV-7, +AU)	
· —	(601, 17.6)	
_	M – (US only)	
	M – (US only)	
_	(00 0111)	
	M – (US only)	
	M – (US only)	
<u> </u>	M – (US only)	
	M – (US, JP, DE, GB, IE)	
_	(00,01,02,00,12)	
_	M - (US only)	
	(300)	
	M - (EP, US)	
	M – (EP, US)	
Ţ	R - (US, JP, DE, GB, IE)	ABD FR
	R - (IE, US)	ABD FR, DE, GB, JP
	M - (US, JP, DE, GB, FR, IE)	
		
<u> </u>		Action Item 5

ANNEX 1 - CIBA Vision Standard Country Lists (last revised Nov. 30, 2005)

Country Variant	CV-Manu	CV-7	LNS-23	LCP-36
US: United States*	yes	yes	yes	yes
	'	•	, "	
•				
•				
•				
•	·			
	4			
			•	
				•
			·	

designates: country can be designated in a PCT patent application (status as of August 16, 2006)

26.04.2002

Decision List

Section

CIBA Vision (Prio JAN-MAR)

for abandonment

WITHOUT COATING; DANGLING CHAINS

CL/V -30880/CGV 2112

Page 1 of 2

Priority

30.03.1999

USA

Short description of the invention

Patent Specialist LIP

BULK MATERIAL WITH WETTABLE SURFACE

Section Subgroup LNS Inventor(s)

T. Hirt

Contracts

T. Holland

J. Schremmer D. Lohmann

99/02/

Contract active maint, relevant

Case abandonment world-wide

Decision to abandon

Country	Ident. code	Fil.proc.	Status	Fee due	Evelo				_
☐ Europe	Α	EuPCT	pending		Expiry		Fee ind.	Costs CHF	
Austria	Α	EuPCT	pending	03/2003	2020	NOV	4	593	
Belgium	Α	EuPCT	pending		2020	NOV			
Cyprus	Α	EuPCT	pending		2020	NOV			
Denmark	Α	EuPCT	•		2020	NOV			- 1
Finland	Α	EuPCT	pending		2020	NOV			
France	Α	EuPCT	pending		2020	NOV			
Germany	Α	EuPCT	pending		2020	NOV			1
Great Britain	Α	EuPCT	pending		2020	NOV			
Greece	- A	EuPCT	pending		2020	NOV			
Ireland	Α	EuPCT	pending		2020	NOV		•	
Italy	Α	EuPCT	pending		2020	NOV			
Luxemburg	A.	EuPCT	pending		2020	NOV			
Monaco	A		pending	. :	2020	VOV			
Netherlands	A	EuPCT	pending	:	2020 1	VOV	•		
Portugal	A	EuPCT	pending	2	2020 1	VOV			
Spain	A	EuPCT	pending	2	2020 1	VOV			l
Sweden	A	EuPCT	pending.	2	2020 1	10V		•	
Switzerland	A	EuPCT	pending	2	2020 N	10V			
☐ Japan	A	EuPCT	pending	2	020 N	IOV			
USA	A	PCT	pending	2	020 N	IOV			
<u>-</u>			pending	2	020 N	IOV		•	

Total costs

593

Costs until expiry

21,745

'Costs until expiry' is a rough estimate based on the data of the case which were available on the day of the print-out. It consists only of renewal fees and does not contain any other fee, such as prosecution, translation, printing fees etc. It is further important to know that in many countries renewal fees first become due after grant. These potential renewal fees are not contained in the 'Costs until expiry'. In the European patent procedure renewal fees have to be paid centrally for the pending European patent application only. As soon as the grant has taken place, renewal fees will be due for each European designation individually. Such potential renewal fees are not contained in the 'Costs until expiry' if the European patent application is pending on the date of the print-out.

No Decision

Country PCT USA	Ident. code A P1	Fil.proc.	Remarks abandoned 2001 abandoned 2000
			abandoned 2000

Decision List for abandonment

Section

CIBA Vision (Prio JAN-MAR)

CL/V -30880/CGV 2112

Page 2 of 2

No Decision

Country USA	Ident. code P1/PROV	Fil.proc.	Remarks expired 2000	

Examination

Country Ident. code Japan A	Fil.proc.	Due date 28.03.2007	
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Decision date:

Signature: (according to section regulations)

05.05.2004 Page 60/138

Decision List

for abandonment

Section CIBA Vision, Prio JAN-MAR, Cost code = CL

CL/V -30880/CGV 2112

Priority

USA 30.03.1999

LIP

Patent Specialist Section Subgroup LNS

T. Hirt T. Holland J. Schremmer D. Lohmann

Contracts

Inventor(s)

99/02/

Contract active maint. relevant

Short description of the invention

BULK MATERIAL WITH WETTABLE SURFACE WITHOUT COATING; DANGLING CHAINS

Products, compounds, projects

Invention category Product

Utility code 4

BIO

Case abandonment world-wide

Decision to abandon

ecision to aband	Ident. code	Fil.proc.	Status	Fee due	Expiry	Owner	Fee ind.	Costs CHF
Country	A	EuPCT	pending	03/2005	2020	NOV	6	1105
] Europe	A	EuPCT	pending		2020	NOA		
Austria	Ā	EuPCT	pending		2020	NOV		•
Belgium Cyprus	Α .	EuPCT	pending	•	2020	NOV		
Denmark	Α	EuPCT	pending		2020	NOV		•
Finland	A	EuPCT	pending		2020	NOV		
France	Α	EuPCT	pending		2020	NOV		
Germany	Α	EuPCT	pending		2020	NOV		
Great Britain	A	EuPCT	pending		2020 2020	NOV		
Greece	Α	EuPCT	pending 		2020	NOV		
Ireland	Α	EuPCT	pending		2020	NOV		
Italy	Α	EuPCT	pending		2020	NOV		
Luxemburg	Α	EUPCT	pending		2020	NOV		,
Monaco	Α	EuPCT	pending		2020	NOV		
Netherlands	Α	EuPCT EuPCT	pending pending		2020	NOV	•	
Portugal	A	EuPCT	pending		2020	NOV	₩	
Spain	A	EuPCT	pending		2020	NOV		
Sweden	A	EuPCT	pending		2020			
Switzerland	A A	PCT	pending		2020	NOV		
☐ Japan ☐ USA	A	, 01	pending		2020	NOV		

Total costs

1,105

Costs until expiry

'Costs until expiry' is a rough estimate based on the data of the case which were available on the day of the print-out. It consists only of renewal fees and does not contain any other fee, such as prosecution, translation, printing fees etc. It is further important to know that in many countries renewal fees first become due offer great. These particular renewal fees first become due offer great. renewal lees and does not contain any other lee, such as prosecution, translation, printing lees etc. It is further important to know that if many countries renewal fees first become due after grant. These potential renewal fees are not contained in the 'Costs until expiry'. In the European patent procedure renewal fees have to be paid centrally for the pending European patent application only. As soon as the grant has taken place, renewal fees will be due for each European designation individually. Such potential renewal fees are not contained in the 'Costs until expiry' if the European patent application is pending on the date of the print-out.

Decision List



for abandonment

Section CIBA Vision, Prio JAN-MAR, Cost code = CL

CL/V -30880/CGV 2112

No Decision Country PCT USA	Ident. code A P1 P1/PROV	, 0,	Remarks End of internat. phase 2001 abandoned 2000 expired 2000
USA	P1/PROV		

E	kamination				
	Country	 . code	Fil.proc.	Due date 28.03.2007	
- 1	Japan	 			

Decision date:

Signature: (according to section regulations)

Intellectual Property Steering Committee (IPSC) View **CIBA Vision Corporation**

U.S. Patent No. U.S. Issue Date:

U.S. Exp. Date:

Inventor 1: Hirt, Thomas Inventor 2: Schremmer, Jackie Inventor 3: Holland, Troy

Related Products:

Related Projects/Materials:

U.S. Case Number: CGV 2112 Basel Case Number: CL/V-30880P1

U.S. Title:

Organic Compounds

U.S. Abstract:

The invention relates to novel crosslinkable copolymers of formula (see specification for

wherein the variables are as defined in the claims. The copolymers of the invention are especially useful for the manufacture of biomedical moldings, for example ophthalmic

moldings such as in particular contact lenses.

U.S. Broad Claims:

1. An amphiphilic block copolymer of formula (see specification for structure) wherein

A is a hydrophobic polysiloxane or perfluoroalkyl polyether segment;

B is a surface-modifying hydrophilic segment having a weight average molecular weight

of 100 that is devoid of a crosslinkable group;

Q is a moiety comprising at least one crosslinkable ethylenically unsaturated group;

(alk) is C2-C20-alkylene which is unsubstituted or substituted by hydroxy;

L1, L2 and L3 are each independently of the other a linking group;

p1 and q1 are each independently of the other an integer from 1 to 12; and either t is 0 and p and q are each independently of the other an integer from 1 to 25; or

t is an integer from 1 to 8 and p and q are each 0.

Latest IPSC Comments:

June 2003 IPSC Comments: MAINTAIN. (JWC)

Miscellaneous:

Dangling chains



Decision List

for abandonment



28.04.2005 Page 64/147

Section CIBA Vision, Prio JAN-MAR, Cost code = CL

CL/V -30880/CGV 2112

Priority

30.03.1999

USA

Attorney

RKM

Section Subgroup LNS

Inventor(s)

T. Hirt

J. Schremmer

T. Holland

D. Lohmann

Contracts

99/02/

Contract active maint, relevant

Short description of the invention

BULK MATERIAL WITH WETTABLE SURFACE WITHOUT COATING; DANGLING CHAINS

Products, compounds, projects

Invention category Product

Case abandonment world-wide

Decision to abandon

Country	Ident. code	Fil.proc.	Status	Fee due	Expiry	Owner	Fee ind	Costs CHF
☐ France	Α	EuPCT	granted	03/2006	2020	NOV	7	
☐ Germany	Α	EuPCT	granted	03/2006	2020	NOV	7	208 277
☐ Great Britain	A .	EuPCT	granted	03/2006	2020	NOV	7	204
☐ Italy	Ą	EuPCT	granted	03/2006	2020	NOV	7	198
☐ Japan	Α	PCT	pending		2020	NOV	•	. 190
USA	Α	·	pending		2020	NOV		

Total costs 887 Costs until expiry 44,234

'Costs until expiry' is a rough estimate based on the data of the case which were available on the day of the print-out. It consists only of renewal fees and does not contain any other fee, such as prosecution, translation, printing fees etc. It is further important to know that in many countries renewal fees first become due after grant. These potential renewal fees are not contained in the 'Costs until expiry'. In the European patent procedure renewal fees have to be paid centrally for the pending European patent application only. As soon as the grant has taken place, renewal fees will be due for each European designation individually. Such potential renewal fees are not contained in the 'Costs until expiry' if the European patent application is pending on the date of the print-out.

No Decision

Country	Ident. code	Fil.proc.	Remarks
PCT	Α	PCT	End of internat. phase 2001
USA	P1		abandoned 2000
USA	P1/PROV		expired 2000

Examination

0					•	
Country	Ident. code	Fil.proc.	Due date			\neg
Japan	Α	DOT		• •	•	
L		PCT	28.03.2007			



Decision List

for abandonment

Section CIBA Vision, Prio JAN-MAR, Cost code = CL

CL/V -30880/CGV 2112

Decision date:

Signature: (according to section regulations)

Intellectual Property Steering Committee (IPSC) View **CIBA Vision Corporation**

U.S. Patent No. U.S. Issue Date: U.S. Exp. Date:

Inventor 1: Hirt, Thomas Inventor 2: Schremmer, Jackie Inventor 3: Holland, Troy

Related Products:

Related Projects/Materials:

U.S. Case Number: CGV 2112 Basel Case Number: CL/V-30880P1

U.S. Title:

Organic Compounds

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Q is a moiety comprising at least one crosslinkable ethylenically unsaturated group;

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t is an integer from 1 to 8 and p and q are each 0.

Latest IPSC Comments:

06/02/2004 - MAINTAIN LNS B6

June 2003 IPSC Comments: MAINTAIN. (JWC)

Miscellaneous:

Dangling chains



Decision List

for abandonment



27.03.2006 Page 52/136

Section CIBA Vision, Prio JAN-MAR, Cost code = CL

CL/V -30880/CGV 2112

Priority

30.03.1999

USA

Attorney

RKM

Section Subgroup LNS

Inventor(s)

T. Hirt T. Holland J. Schremmer D. Lohmann

Contracts

99/02/

Contract active maint. relevant

Short description of the invention

BULK MATERIAL WITH WETTABLE SURFACE

WITHOUT COATING; DANGLING CHAINS

Products, compounds, projects

Invention category Product

Case abandonment world-wide

Decision to abandon

Country	Ident. code	Fil.proc.	Status	Fee due	Expiry	Owner	Fee ind.	Costs CHF
France	A .	EuPCT	granted	03/2007	2020	NOV	8 .	209
☐ Germany	Α	EuPCT	granted	03/2007	2020	NOV	8	372
☐ Great Britain	Α	EuPCT	granted	03/2007	2020	NOV	8	248
☐ Italy	· A	EuPCT	granted	03/2007	2020	NOV	8	272
☐ Japan	Α	PCT	pending		2020	NOV		
USA	Α		pending		2020	NOV		٠

Total costs 1,101

Costs until expiry 43,879

'Costs until expiry' is a rough estimate based on the data of the case which were available on the day of the print-out. It consists only of renewal fees and does not contain any other fee, such as prosecution, translation, printing fees etc. It is further important to know that in many countries renewal fees first become due after grant. These potential renewal fees are not contained in the 'Costs until expiry'. In the European patent procedure renewal fees have to be paid centrally for the pending European patent application only. As soon as the grant has taken place, renewal fees will be due for each European designation individually. Such potential renewal fees are not contained in the 'Costs until expiry' if the European patent application is pending on the date of the print-out.

No Decision

Country	Ident. code	Fil.proc.	Remarks
PCT	Α	PCT	End of internat. phase 2001
USA	P1		abandoned 2000
USA	P1/PROV		expired 2000

Examination

Country	Ident. code	Fil.proc.	Due date		
Japan	Α	PCT	28.03.2007	· 	



Decision List

for abandonment

Section CIBA Vision, Prio JAN-MAR, Cost code = CL

CL/V -30880/CGV 2112

Decision date:

Signature: (according to section regulations)

Intellectual Property Steering Committee (IPSC) View CIBA Vision Corporation

U.S. Patent No. U.S. Issue Date: U.S. Exp. Date:

Inventor 1: Hirt, Thomas Inventor 2: Schremmer, Jackie Inventor 3: Holland, Troy Related Products:

Related Projects/Materials:

U.S. Case Number: CGV 2112
Basel Case Number: CL/V-30880P1

U.S. Title:

Organic Compounds

U.S. Abstract:

The invention relates to novel crosslinkable copolymers of formula (see specification for

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wherein the variables are as defined in the claims. The copolymers of the invention are especially useful for the manufacture of biomedical moldings, for example ophthalmic

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Latest IPSC Comments:

May 25, 2005 IPSC Comments: Maintain (JWC). 06/02/2004 - MAINTAIN

LNS B6

June 2003 IPSC Comments: MAINTAIN. (JWC)

Miscellaneous:

Dangling chains

PATENT DECISION LIST

Family

30880

Original Reference

CGV 2112

Silicone Containing

Keywords BULK MATERIAL WITH WETTABLE SURFACE WITHOUT COATING; DANGLING CHAINS

Internal Title

Business Unit

CV

Global Attorney

Zhou (JZ)

Business Line Invention Category CL Material EP Attorney **US** Attorney

Bielefeldt (FB) Zhou (JZ)

Inventors

Hirt Thomas

Schremmer Jacalyn Mary Holland Troy Vernon

Lohmann Dieter

First Priority

United States Of America (NP) - 30 Mar 1999 - 09/280510

Fees Due

Country	Status	Past costs CHF	Next annuity	Cost CHF	Cost until expiry CHF
CLV -30880A/CGV FR-EPT France	Grant	1,313	31-MAR-2006 for 07	244	8,043
CL/V -30880A/CGV DE-EPT Germany	Grant	4,243	31-MAR-2006 for 07	292	20,425
CLV -30880A/CGV GB-EPT United Kingdom	Grant	642	28-MAR-2008 for 09	317	7,293
Total:		6,198		853	35,761

In Force - No fees due

Country	Status
CL/V -30880A/CGV IT-EPT Italy	Grant
CL/V -30880A/CGV JP-PCT Japan	Publication of application
CL/V -30880A/CGV US-NP United States Of America	Filed

Abandoned - not in force

Country	Status	
CL/V -30880A/CGV WO-PCT International Procedure	Abandoned	
CL/V -30880/P1/CGV US-NP United States Of America	Abandoned	Priority Application
CL/V -30880/P1/PROV/CGV US-PSP United States Of America	Terminated	

Intellectual Property Steering Committee (IPSC) View CIBA Vision Corporation

U.S. Patent No. U.S. Issue Date: U.S. Exp. Date:

Inventor 1: Hirt, Thomas Inventor 2: Schremmer, Jackie Inventor 3: Holland, Troy Related Products:

Related Projects/Materials

U.S. Case Number: CGV 2112 Basel Case Number: CL/V-30880P1

U.S. Title:

Organic Compounds

U.S. Abstract:

The invention relates to novel crosslinkable copolymers of formula (see specification for

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t is an integer from 1 to 8 and p and q are each 0.

Latest IPSC Comments:

May 25, 2005 IPSC Comments: Maintain (JWC). 06/02/2004 - MAINTAIN

LNS B6

June 2003 IPSC Comments: MAINTAIN. (JWC)

Miscellaneous:

Dangling chains

CIBAVISION

A Novartis Company
CIBA Vision Corporation
Patent Department
11460 Johns Creek Parkway
Duluth, GA 30097-1556



FAX MESSAGE

DATE:

May 3, 2000

TO:

Betty Robinson

US PTO

FROM:

Ann Brayley

CIBA Vision Patent Department

Voice: 678-415-3672

Fax: 678-415-3068

Dear Ms. Robinson,

Please see attachment. Our Docket CL/V-30880/P1/CGV2112 carries an application number of 09/280,510, (as indicated on the Filing Receipt) not 09/208,510. Please send a corrected Decision on Petition.

Thank you.

TOTAL NUMBER OF PAGES (including coversheet) 2

Page #4

Melvyn M Kassenoff Novartis-Corporation Patent and Trademark Dept 564 Morris Avenue Summit, NJ 07904-1027

R76

ECEIVE 19 PATENDEPT

DECISION ON PETITION

In re Application of:

Hirt, etal.

Application No.: 09/208,510 —

Filed: March 30, 1999

Attorney Docket No.: CLV-30880/P1CGV2112

This is a decision on your petition received in the Patent and Trademark Office on March 13, 2000 treated as a petition under 37 CFR 1.53(b)(2)(ii) to convert the above identified application to a Provisional application under 35 U.S.C. 111 (b) and 37 CFR 1.53(b)(2).

The petition is granted.

The application will be processed in the Office of Initial Patent Examination (OIPE) as a Provisional application under 35 U.S.C. 111(b) and 37 CFR 1.53(b)(2), including the assignment of a new Provisional application number.

The Provisional application serial number is <u>60/183,047</u> the filing receipt for the Provisional application number will be communicated to applicant by OIPE in due course.

Betty L. Robinson, Program Assistant Office of Initial Patent Examination

(703) 308-0910

APR 2000

RECEIVED

Linda C. Rothwell

Patent

Recolors

APRIL 20,2000



Novartis AG Patent & Trademark Department CH-4002 Basel, Switzerland

Your Ref.

CIBA Vision Corporation Our Refegal Department 11460 Johns Creek Parkway

DUE DA	TE RESPONSE DATE	Duluth, Georgia 30097-1556 FORMNFORMATION
Re:	CL/V-30880/P1CVC2112	ONLY
	Application No. 09/208,510	PANCEON.
Ladies and	d Gentlemen:	
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Filing Pha	ase	LESTES PER PER PER PER PER PER PER PER PER PER
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	Petition to Convert Regular Application into a Provisional Application	
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	CPA Transmittal Form	sprioution(s)
	Continuation of Application No.	
	Division of Application No.	
	Continuation-in-part of Application No.	
	Entry of PCT Application Into National Stage	
	Official Filing Receipt	
	Other Document(s)	
Prosecution		
X	Paper(s) received from the PTO (Dated:)	
$\overline{\Box}$	Paper(s) sent to the PTO (amendment)	
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Issuance	9 G	See 1998
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H	Patent (three soft copies) Other Document(s) ZWEITERFASSIANA	Time
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	Notice of Abandonment (Dated:)	Q7. APR. 2000
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Frau T. Oswald

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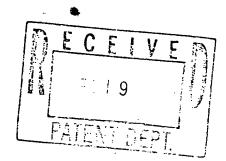
Washington, D.C. 20231

April 11, 2000

103.305 9820

Melvyn M Kassenoff Novartis Corporation Patent and Trademark Dept 564 Morris Avenue Summit, NJ 07904-1027

Page # 4



DECISION ON PETITION

In re Application of:

Hirt, etal.

Application No.: 09/208,510

Filed: March 30, 1999

Attorney Docket Nd: CLV-30880/P1CGV2112

This is a decision on your petition received in the Patent and Trademark Office on March 13, 2000 treated as a petition under 37 CFR 1.53(b)(2)(ii) to convert the above identified application to a Provisional application under 35 U.S.C. 111 (b) and 37 CFR 1.53(b)(2).

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The Provisional application serial number is 60/183,047 the filing receipt for the Provisional application number will be communicated to applicant by OIPE in due course.

Betty L. Robinson, Program Assistant

Office of Initial Patent Examination

(703) 308-0910



- 7 Mai 1999

APPL. M/D F/L PS/TS Kopien:

Patent Department Telephone: 770-418-3672

770-418-3068

April 27, 1999

DUE DATE:

Dr. J. Dietz **Novartis Services AG** Patent and Trademark Dept. Lichtstrasse 35 CH-4002 Basel

> Re: Patent Application

> > Application No.: 09/280,510 Case: CL/V-30880/P1/CGV2112

Ladies and Gentlemen:

To keep you advised of the prosecution of the above-indicated case, we are enclosing

()	copy of Blue Filing Receipt -
()	copy of Application Transmittal Letter, Specification, Drawings, Basel casecard, Diskette
()	copy of Conversion of Non-provisional to Provisional Application Transmittal
()	copy of PTO Form 903 - Notification of Acceptance of Application (PCT)
(x	()	copy of Post Card received from PTO
į.)	copy of 1A Assignment and Transmittal
()	copy of Notice of Allowance and Issue Fee Due w/supporting documents & allowed
		claims
()	copy of Issue Fee as submitted to PTO
()	copy of Amendment dated 4/19/99
()	copy of Petition for Extension of Time
()	copy of Notice of Appeal dated
()	copy of Office action dated
()	copy of Information Disclosure Transmittal with PTO Form 1449 only
()	copy of Notice of Missing Parts
()	copy of Response to Notice of Missing Parts
()	copy of Claim of Priority, dated
()	copy of other:

NOVARTIS CORPORATION

Ann Brayley

Patent Administrative Assistant

• .		
•	•	
	•	Case No. <u>CGV</u> 2112
	•	Application/Serial No.
		idailing Date: 3/30/GG 3
		Due Date: 9101112737
		The Patent's Trademark Office acknowledges, and has stamped hereon the date of receipt of the items checked by
		hereon the date of receipt of the items checked below:
		Amendment - FERS 1000
•		Allegal Brief-Fee \$
		Application of the Street Street
		PCT national asca gethwell
	•	Provisional Addition Sports
		62
		Assignment Recordation Fee's JC640 U.S. PTO
		Associate Power of Afformation 11977811510
		Claim of Priority
	·	Certified Copylies 03/30/99
	and the contract of the contra	D b . Attorney
		Declaration Rule 131 Rule 132
		☐ Foreign Filing license request ☐ Formal Drawings
		□ Information D:
		☐ Information Disclosure Statement - Fee \$
		- Fee ¢
	T.	Letter/Response
		Notice of Appeal - Fee \$
		Defetition for Fee \$
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	•	Treply Brief
		Hequest for Oral Hearing - Fee \$
		Pequest for Certification of Correction - Fee \$
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		83049A/97
		200737037

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P + TM Dept.	
2 1. Mai 1999	
APPL. M/D F/L PS/TS	
Kopien: May 19, 1999	_

Patent Department Telephone: 770-418-3672

770-418-3068

DUE DATE:

Dr. J. Dietz Novartis Services AG Patent and Trademark Dept. Lichtstrasse 35 CH-4002 Basel

> Re: **Patent Application**

Application No.: 09/280,510 Case: CL/V-30880/P1/CGV2112

Ladies and Gentlemen:

To keep you advised of the prosecution of the above-indicated case, we are enclosing

(x) () () () () () () () () () () () () ()	copy of PTO Form 903 - Notific copy of Post Card received from copy of 1A Assignment and Tra- copy of Notice of Allowance and claims copy of Issue Fee as submitted copy of Amendment dated copy of Petition for Extension of copy of Notice of Appeal dated copy of Office action dated	visional to Provisional Application ration of Acceptance of Application m PTO ransmittal d Issue Fee Due w/supporting does to PTO ransmittal with PTO Form 1449 see Missing Parts	n (PCT) .
Canada Carana Ca	J. Dietz A. Hassin Hang B. Liphandi Lag W. Smeidhan G. Ven Spanne	NOVARTIS CORPORATION Ann Brayley Patent Administrative Assistant	2 5. Mai 1539

ERSTERFASSUNG

ZWEITERFASSUNG Visum:

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FILING RECEIPT



OF PATENTS AND TRADEMARKS Washington, D.C. 20231

APPLICATION NUMBER | FILING DATE | GRP ART UNIT | FIL FEE REC'D | ATTORNEY DOCKET NO. | DRWGS | TOT CL | IND CL | 09/280,510 | 03/30/99 | 1714 | \$760.00 CGV2112 | 0 17 1

001095
MELVYN M KASSENOFF
NOVARTIS CORPORATION
PATENT AND TRADEMARK DEPT
564 MORRIS AVENUE
SUMMIT NJ 07901-1027

MUL

CV.

Receipt is acknowledged of this nonprovisional Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Application Processing Division's Customer Correction Branch within 10 days of receipt. Please provide a copy of the Filing Receipt with the changes noted thereon.

Applicant(s)

THOMAS HIRT, ATLANTA, GA; TROY VERNON HOLLAND, SUWANNE, GA; DIETER LOHMANN, MUNCHENSTEIN, SWITZERLAND.

IF REQUIRED, FOREIGN FILING LICENSE GRANTED 04/15/99 TITLE ORGANIC COMPOUNDS

PRELIMINARY CLASS: 523



DATA ENTRY BY: ROBINSON, CARMENCITA TEAM: 02 DATE: 04/15/99

(see reverse)



DATE: March 14, 2000 CIBA Vision Corporation Novartis AG Legal Department Patent & Trademark Department 11460 Johns Creek Parkway Dulut Georgia 30097-1556 CH-4002 Basel, Switzerland Your Ref. FOR INFORMATION ONLY CL/V-30080/A/CGV2112 Re: Application No. Ladies and Gentlemen: Enclosed are copies of the following: Filing Phase Regular Application filed as a Priority Application Provisional Application filed as a Priority Application Petition to Convert Regular Application into a Provisional Application Regular Application Based On Provisional Application(s) and/or Foreign Application(s) **CPA Transmittal Form** Continuation of Application No. Division of Application No. Continuation-in-part of Application No. Entry of PCT Application Into National Stage Official Filing Receipt Other Document(s) **Prosecution Phase** Paper(s) received from the PTO (Dated: Paper(s) sent to the PTO (amendment) Other Document(s) Issuance Notice of Allowance (Dated: _ Issue Notification Form

Issue Fee Transmittal Slip Patent (three soft copies) Other Document(s)

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Other Document(s)

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Very truly yours,

Robert J. Gorman, Jr. 678-415-4389

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OCKET NOTE/REPORT ENTRY

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☐ INFORMATION DISCLOSURE STATEMENT	☐ SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT		
☐ (LATE FEE) - \$240 ☐ NO FEE	☐ (LATE FEE) - \$240 ☐ NO FEE		
□ NOTICE OF APPEAL \$300	☐ ISSUE FEE \$1210		
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☐ ASSIGNMENT RECORDATION \$40	☐ DIVISION CHECK		
☐ CLAIM OF PRIORITY	☐ REQUEST FOR CORRECTED FILING RECEIPT		
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ATTORNEY:	RJG DATE: 3/14/00		

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DATE:

March 29, 2000

Novartis AG Patent & Trademark Department CH-4002 Basel, Switzerland

Your Ref.

CIBA Vision Corporation Legal Department 11460 Johns Creek Parkway Dulwiff Coffgia 30097-1556



Application No. 09/525,158





Ladies and Gentlemen:

Enclosed a	re copies of the following:
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	Regular Application filed as a Priority Application
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Keller J. Barran Jr.
Robert J. Gorman, Jr.
678-415-4389



DATE:

May 31, 2000

Novartis AG Patent & Trademark Department CH-4002 Basel, Switzerland

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CIBA Vision Corporation Legal Department 11460 Johns Creek Parkway Dulottr & Efigia 30097-1556

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FOR INFORMATION ONLY

Re: CL/V-30880/A/CGV2112 Application No. 09/525,158

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Robert J. Gorman, Jr. 678-415-4389

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DATE:

June 13, 2000

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Robert J. Gorman, Jr.
678-415-4389

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DATE:

July 14, 2000

Novartis AG Patent & Trademark Department CH-4002 Basel, Switzerland

Your Ref.

CIBA Vision Corporation Legal Department 11460 Johns Creek Parkway Du Qur Bafgia 30097-1556

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Miscellaneous

Very truly yours,

Robert J. Gorman, Jr.

678-415-4389

Dr. Bernd Liphardt Patent Attorney

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Novartis AG Corporate Intellectual Property Patent & Trademark Department CH CH-4002 Basel Switzerland

Tel: +41 61 324 34 95 Fax: +41 61 322 75 32

CIBA Vision Corporation Attn. Mr. Rob Gorman 11460 Johns Creek Parkway Duluth / Atlanta, GA 30155

Your Ref:

Our Ref:

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June 27, 2000

Information Disclosure Statement

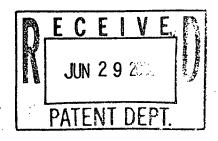
U.S. Patent Application No: 09/525,158

Case:

CL/V-30880/CGV 2112

Ladies and Gentlemen

- I. References (and English language equivalents thereof)
 - [1] US-A-5,219,965 (Valinth Jr et al.)
 - [2] US-A-5,364,918(Valinth Jr et al.)
 - US-A-5,589,563 (Ward et al.)



Related pending U.S. Patent Applications II.

U.S. Serial No. 09/217,238, our Case CL/V-30764/A/CGV 2066

Please find enclosed herewith:

X copy of the references mentioned above and English language equivalents or abstracts thereof

Yours faithfully Novartis AG

Dr. Bernd Liphardt Patent Attorney

Dr. Jörg Dietz

d of Patents CIBA Vision, Consumer

Health, Animal Health

CIBA Vision Corporation

11460 Johns Creek Parkway Duluth / Atlanta, GA 30155

Attn. Mr. Rob Gorman

Flo

Patent & Trademark Department CH CH-4002 Basel Switzerland

Tei: +41 61 324 34 95 Fax: +41 61 322 75 32

TELEFAX

From: +41 61 322 75 32 To: 0001 678 415 3068

Total pages: 1

Your Ref:

Our Ref:

June 30, 2000

LIP

Information Disclosure Statement

U.S. Patent Application No: 09/525,158

Case:

CL/V-30880/A/CGV 2112

Ladies and Gentlemen

- 1. References (and English language equivalents thereof)
 - [1] WO-A-97/00274 (our Case CL/V-20486/A/ERT 7
 - [2] EP-A-291,452 (equivalent to [3], our case CL/V-16453/+/CGV 1274)
 - [3] US-A-4,837,289 (Mueller et al.), equivalent to [2])
 - [4] US-A-5,760,100 (Nicolson et al.) (CL/V-20676/P1/CGV 1764, JUMP)
 - [5] WO-A-97/49740 (CL/V-20926/A/CGV 1866)
 - [6] WO-A-96/31791 (CL/V-20395/A, Betacon)
 - [7] EP-A-330,616 (CL/V-16918/+/CGV 1332)

Please find enclosed herewith:

copy of the references (by confirmation mail)

copy of PCT/EP Search Report showing date of the Report (by conf. mail)

copy of equivalency list issued by the EPO

Yours faithfully Novartis AG

Dr. Bernd Liphardt Patent Attorney

Dr Jörg Dietz

Head of Patents CIBA Vision, Consumer Health, Animal Health

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CASE <u>CUV-30880/A/CGV2110</u>	APPLICATION NO.
PRESENT DOCKET DATE 6/14/00	
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THE FOLLOWING ACTI	ION HAS BEEN TAKEN:
= AMENDMENT/RESPONSE	_ DRAWINGS
RESPONSE TO FINAL REJECTION	☐ PRELIMINARY AMENDMENT
INFORMATION DISCLOSURE STATEMENT	SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT
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APPEAL BRIEF \$300	☐ PTO-1449 FORM
ASSIGNMENT RECORDATION \$40	DIVISION CHECK
CLAIM OF PRIORITY	REQUEST FOR CORRECTED FILING RECEIPT
DECLARATION - \$130 MISSING PARTS/MISSING REQUIREMENTS	REQUEST FOR CERTIFICATE OF CORRECTION
EXTENSIONS OF TIME	·
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☐ APPLICATION* ☐ PCT ☐ PROVISION	NAL - \$150 PETITION TO CONVERT - \$50
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OTHER	
ATTORNEY:	RJG DATE: 8/30/00

* WITH BASLE FAX (On U.S. Originated Case Only)

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DATE:

August 31, 2000

Novartis AG
Patent & Trademark Department
CH-4002 Basel, Switzerland

Your Ref.

CIBA Vision Corporation Legal Department 11460 Johns Creek Parkway Du Chr Refigia 30097-1556

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Re:	CL/V-30880A/CGV2112	

Application No. 09/525,158

FOR INFORMATION : ONLY

Ladies and Gentlemen:

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	Assignment		
	Assignment Recordation Cover Sheet		
	Other Document(s)		

Very truly yours,

Robert J. Gorman, Jr. 678-415-4389

Memorandum

Date:

March 28, 2001

To:

Jackie Schremmer

From: Rob Gorman

Subject:

CL/V-30880A/CGV2112

Serial No. 09/525,158





Patent Attorney Legal Department 11460 Johns Creek Parkway Duluth, Georgia 30097 rob.gorman@cibavision.novartis.com phone 678 415-4389 fax 67B-415-3018

We have received a response from the U.S. Patent and Trademark Office (an "Office action") in the above-identified patent application which names you as an inventor. A copy of this Office action is enclosed for your review.

We are sending you a copy of this Office action for two reasons. First, we wish to keep you informed of the progress in your case. Second, we wish to have your input on the differences between your invention (as defined by the claims) and the prior art (other patents and publications) used against us by the Patent Examiner.

We also wish to remind you of the CONTINUING DUTY to inform the Patent Office of any prior art references (patents, publications, etc.) which may be deemed relevant to the patentability of the claimed invention in the pending patent application. PLEASE SEND US COPIES OF ANY POTENTIALLY RELEVANT PRIOR ART WHICH YOU HAVE NOT ALREADY SENT.

With respect to your comments in distinguishing the prior art, please focus on the rejections in the Office action which discuss 35 U.S.C. 102 (novelty) and 35IU.S.C. 103 (obviousness). If you have any questions, or would like to discuss the differences between your invention and the prior art, please call.

In order to meet the deadline for responding to this Office Action, we need to have your comments by May 1, 2001.

Thank you for your assistance.



DATE:

March 28, 2001

Your Ref.

Novartis Pharma AG Patent & Trademark Department CH-4002 Basel, Switzerland

CIBA Vision Corporation Legal Department 11460 Johas Creek Parkway Duluth, Georgia 30097-1556

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Application No.: 09/525,158

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Ladies and Gentlemen:

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Very truly yours,

Robert J. Gorman, Jr. 678-415-4389

Dr. Bornd Liphardt Patent Attorney

Novartis AG
Corporate Intellectual Property
Patent & Tradernark Department CH
CH-4002 Basel
Switzerland

Tel: +41 61 324 79 97 Fax: +41 61 322 75 32

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CIBA Vision Corporation Attn. Mr. Rob Gorman 11460 Johns Creek Parkway Duluth / Atlanta, GA 30155

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From: +41 61 322 75 32

To: 0001 678 415 306

Total pages: 2

Your Ref:

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May 22, 2001

U.S. Patent Application Serial No. 09/525,158 - Case CL/V-30880A/CGV2112

Dear Rob

Thank you for your letter of March 28, 2001 with the enclosed Office action. Please find below our comments and proposals.

Regarding the restriction requirement under 35 U.S.C. 121, we agree to confirm the election of group I (claims 1 to 12).

Specification

- The terms (alk) and (alk') are different and relate to different formulas. (alk) (page 1, line 25) relates to formula (1), whereas (alk') (page 3, line 2) relates to formula 2. Accordingly, no amendment is deemed necessary.
- If acceptable under US practice, we suggest deleting the word "suitable" in the expression "a suitable salt" (page 9, lines 2-3).
- Please add the missing hydrogens in "3C" in line 5 of page 37.

Claim Objections

- In our view claim 4 is a perfect dependent claim. However, if there are rules or provisions we are unaware of, please feel free to rewrite the claim in independent form.
- As to claim 7 we propose to amend it as follows:

 "An amphiphilic block copolymer according to claim 1, wherein B is a non-ionic segment selected from the group consisting of a polyoxyalkylene, polysaccharide, polypeptide, poly(vinylpyrrolidone), polyalkylacrylate, polymethacrylate, polyhydroxyalkylacrylate,

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polyhydroxymethacrylate, polyacyl alkylene imine, polyacryl amide, polyvinyl alcohol, polyvinyl ether and a polyol, or B is a polyionic segment selected from the group consisting of a polyallylammonium, polyethylencimine, polyvinylbenzyltrimethylammonium, polyaniline, sulfonated polyaniline, polypyrrole, polypyridine, polyacrylic acid, polymethacrylic acid, a polythiophene-acetic acid, a polystyrenesulfonic acid and a zwitterionic segment, or a salt thereof."

- Please deal with the additional informalities ("-NR-" in line 29 of claim 10 and "H (or CH₃" in claim 10 as proposed by the Examiner.

Regarding the claim rejections under 35 USC § 112:

- In the above-redrafted claim 7 the expression "a suitable salt" has been amended to "a salt" and the problems associated with the Markush language have been dealt with.
- In Claims 9 and 11 delete the phrase "for example".

As to the claim rejections under 35 USC \S 102 we suggest to amend the second last line of claim 1 to

"t is 0 and p and q are each independently of the other an integer from 2 to 20; or", support for which can be found on page 2, line 20 of the specification.

The amendment is deemed to establish novelty over Meijs (US 5,981,615).

Yours very truly Novartis AG

Dr. Bernd Liphardt Patent AttorneyPatent Attorney

Dr. Jörg Dietz

Head of Patents CIBA Vision, Consumer Health, Animal Health

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CASE CL/V-30880A/CGV2112 APPLICATION NO. $09/525, 158$ PRESENT DOCKET DATE June. 12, 2001 \square EXTEND TO			
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□ DECLARATION - \$130 □ REQUEST FOR CERTIFICATE OF CORRECTION			
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^{*} WITH BASLE FAX (On U.S. Originated Case Only)

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June 11, 2001

CIBA VISION. A Novartis Company

Novartis Pharma AG Patent & Trademark Department CH-4002 Basel, Switzerland

Your Ref

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Very truly yours,

Robert J. Gorman, Jr.

678-415-4389

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CASE <u>CL/V-30880/A/CV 2/12</u> APPLICATION NO. <u>19/525, 158</u> PRESENT DOCKET DATE \overline{Suly} 21, 2001 \Box EXTEND TO			
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□ DECLARATION - \$130 □ REQUEST FOR CERTIFICATE OF CORRECTION			
 □ EXTENSIONS OF TIME □ 1st - 110 □ 2nd - \$390 □ 3rd - \$890 			
☐ APPLICATION* ☐ PCT ☐ PROVISION	IAL - \$150 PETITION TO CONVERT - \$50		
FEE \$ CIP CONTINUATIO			
OTHER			
ATTORNEY:	120 Llon DATE: Suly 3, 200		

^{*} WITH BASLE FAX (On U.S. Originated Case Only)

F-19



DATE:

July 25, 2001

Novartis Pharma AG
Patent & Trademark Department
CH-4002 Basel, Switzerland

Issue Fee Transmittal Slip Patent (three soft copies) Other Document(s)

Assignment

Other Document(s)

Notice of Abandonment (Dated:

Assignment Recordation Cover Sheet

Miscellaneous

Your Ref.

CIBA Vision Corporation Legal Department 11460 Johns Creek Parkway Dul CHT Cefgia 30097-1556

DUE D	TIE:	RESPONSE DATE:	FOR INFORMATION ONLY
Re:	CL/V-30880A/CGV2112	·	
	Application No.: 09/525,158		•
Ladies a	nd Gentlemen:		
Enclosed	are copies of the following:		
Filing Ph	<u>ase</u>		
	Regular Application filed as a Priority	y Application	
	Provisional Application filed as a Price	ority Application	
	Petition to Convert Regular Applicati	on into a Provisional Application	
	Regular Application Based On Provis	sional Application(s) and/or Foreign Appli	cation(s)
	CPA Transmittal Form		
	Continuation of Application No.		
	Division of Application No.		
	Continuation-in-part of Application N	ło	•
	Entry of PCT Application Into Nation	nal Stage	
	Official Filing Receipt		
	Other Document(s)		
Prosecuti	on Phase		
	Paper(s) received from the PTO (Dat	ed:	
X	Paper(s) sent to the PTO (amendment	()	
	Other Document(s)		
Issuance	Nation of Allerman (D. 4.)		
H	Notice of Allowance (Dated: Issue Notification Form		•

Very truly yours,

Jian Zhou 678-415-4691

Case No.: C		6V2112Appli		purt Entr No.: <u>69/525, 18</u> F20			
The Following Action Has Been Taken:							
Ämendr	nent / Response	_		Issue Fee	\$1280		
Appeal		\$320		Notice of Appeal	\$320		
Assignm	nent Recordation	\$40		Preliminary Amendment			
Applicat	tion Data Sheet			PTO - 1449 Form			
	f Priority	4420		Request for Certificate of C	orrection		
	tion – Missing Parts / Requirements	\$130		Request for Corrected Filin	g Receipt		
_	ure No			Response to Final Rejection	n		
Division	n Check			Supplemental Information			
☐ Drawin	-			Disclosure Statement Late Fee (\$180) No	Fee		
	ation Disclosure State			☐ Fare Lee (\$100) ☐	. ••		
∐ Late	e Fee (\$180)						
				of Time	_		
	Ĺ	Extension					
	1 st (\$11	10)	(\$400)	3 rd (\$920)			
	ation (With Basle Fax – o	n U.S.		Provisional	\$160		
Original	ted Case Only)	., .,					
PCT		. •		Petition to Convert	\$50		
Fee \$	CIP [Continuation		☐ Divisional ☐ Filed "A	\" (Old "R")		
$\sqrt{\text{Other } \int_{\mathcal{C}}^{\mathcal{C}}$	tition to Wit	hDraw H	OLDI	NG OF ABANDONING	ent		
/ \	• •		/		•		

ATTORNEY: 510 DATE: 5,10,02

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UNITED STATES PATENT & TRADEMARK OFFICE Washington, D.C. 20231

REQUEST FOR PATENT FEE REFUND							
1 Date of Request: 11/06/08 2 Seri			al/Pa	tent	#	0	9/525,158
3 Please refund the following fee(s):		4 PAI NUM	ER BER	5 DAT	E LED	6 AMOUNT	
	Filing						\$
, = 2.	Amendment		v-				\$
	Extension of Time						\$
	Notice of Appeal/Appeal						\$
Х	Petition 1453		1	6	06/25/	08	\$ 1,540.00
	Issue						\$
	Cert of Correction/Terminal Di	.sc.					\$
	Maintenance						\$
	Assignment						\$
	Other						\$
		7 TOTAL AMOUNT OF REFUND			\$1,540.00		
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10 REASON:			Treasury Check				
·	Overpayment		х		Credit	Depo	sit A/C #:
х	Duplicate Payment			9	5 0 -	- 2	9 6 5
	No Fee Due (Explanation):		<u></u>				
fee v	was paid with initial petition 9/14/07						
11 REFUND REQUESTED BY:							
TYPED/PRINTED NAME: Douglas I. Wood			·	1	TITLE:	Senio	or Petitions Attorney
SIGNATURE: /douglas wood/				I	PHONE:		571-272-3231
OFFICE: Office of Petitions							
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